App. FYIX-C

193

File No.

Previous References

Serial Nos.

Enclosures to Legs A/c No.

Later References Legs 32-31-1-4.

General and Revenue Secretariat.

Serial Nos.

Part B for

SUBJECT.

Proc Rules & Regulations connected with the Mysore Income Regulation 1932

Regln No 1 of 1932

Irrigation Bill File.

G. R. S. III-2]

General and Revenue Secretariat. | File No. of 19 .

Serial No.

Subd.

The Chief Secretary called for the file yesterday and on going through it he directed that before further action is taken the Bill maybe got printed and some copies obtained.

In regard to the synopsis under preparation in the Branch he gave instructions as to the arrangement of the remarks to be on each section.

Subd with a draft to the Supdt Govt Press forwarding the Bill as stated above and requesting that 50 copies maybe printed and supplied very early.

ADC 2/10

Issue to-day
D. M. 2/10

Issued No. G. 7475 dt 4-10-20.

Proof called for. Printed Copies have not yet been received Subd. with a draft Reminder

SG 1-6/11 ADC 10/11

Issue
D. M. 10/11

Issued No. G. 9327 dt 12/11/20

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Navaratna & Sons,

THE J. L. N. PRESS,

Printers, Book-Binders, &c.

BANGALORE CITY,

2nd Nov 1920.

Navaratna & Sons

draft Mysore

To

The Chief Secretary

to Govt of H.H. the Maharaja of Mysore

Bangalore.

24

Dear Sir,

With reference

Under orders of the Superintendent

Govt Printing We beg to hand you herein enclosed 2 Proofs of the "Mysore Irrigation Code" together with the original Mss. for your kind perusal & Print order. Please also instruct us whether the Copies are to be printed on both sides of the paper or on single side.

Thanking you in anticipation

Yours faithfully

Navaratna & Sons

No. to-day

D. M. 3/11

No. G. 10354-26

& their

reminder

Issues

D. M. 1/12

Issued G. ~~10355~~ 10763

9 2/12/20

N.B. Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G. R. S. III-2)

General and Revenue Secretariat.	File No.	of 19

Serial No.	
	Further proofs of the Irrigation Bills have not been received yet. Submit draft D. O. reminder.

Issued G 1376 dated 14.1.21

IMMEDIATE. 15/115

RAMACHANDRA MUDALIAR, M.R.A.S.,
SUPERINTENDENT.

OFFICE OF THE SUPERINTENDENT,
GOVT. PRINTING IN MYSORE,
Bangalore 15th January 1921.

No V364

Dear Sir,

In reply to your D.O. No.G.13538/Legis. dated 14-1-21 may I inform you that the printing of the statement of Legislative enactments in force in Mysore has been entrusted to Vokkaligarasangha Press, Bangalore, and the firm promises to send proofs on Wednesday the 19th instant positively.

Yours sincerely,

B Ramachandra

P. Mahadevayya, Esq., B.A., B.L.,
Asst: Secretary to Government.

Mr M/Rao,
Please keep up
on 20-1-21
D M
17/1

2) Submitted with draft of para as directed.
Bue 3) A paragraph is added about Inquiry Bill also
dey
Ab
20
4) I think the proof was
sent today
, Pl see please reverse
the draft as to
Inquiry Bill
D M
25

Mr Rao
20/1

6) With reference to paras supra it is submitted that the proof for the list of enactments has been received and is under correction

As regards the Irrigation Bill it is submitted that a reminder was issued on 14.1.21 (vide linked file)

Submitted with a draft

21/1

21/1

Issued 9. 14686 dt 26/1/21

Letter No L 84/926-1-21 from Secy. Govt. printing forwarding a copy of letter to Navaratna Rao in the matter of Irrigation Bill

Letter No L 40 of 927-1-21 from the same forwarding copy of his letter to Navaratna Rao instructing to take particular care of the original copy of the bill & to send proof without delay

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Proof of pages 5 to 8
has been received &
compared &
Instructions & draft
returning the proof for
print,

SLC
2/2/21
SDR
1/2

D. W.
21/2

Issued no. G. 15077 dt 2-2-21.

Submitted draft
reminder, as requested
the proof of the
remaining portion
of the

SLC
15/4
SDR
16/4

D. W.
D. 14.IV
D. 18/4

Issued no. G. 19838 dt 20-4-21.

Draft - D. 6 reminders
Issued - as per orders

SLC SDR
20/4.

D. W.
D. 26/4

Issued no. G. 20679 dt 4-5-21.

N B.—Should routine notes be written on small slips, the notes must be copied or slips pasted on this form.

29 APR 1921

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Issued with Draft returning pages 9–19 of the Irrigation Bill proof duly revised

Sec. 38/5. Secretary, P. Cl/S

Issued no. G. 21577 dt 16-5-21

PRINTING 20 MAY 1921

Proof of pages 13 & 16 has been compared & corrected. It may be returned with print order

The chief Engr. has asked for the copy of the Bill & the connected papers. The only copy in the file was sent to the Press. As pages 3 & 16 are end

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

ROUTINE NOTES

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Of the copies is stale in the press

Submitted with a draft returning the proof and a formal order calling for the remaining portion of the copies of the Bill

Sd/ 28/7/21

Issued Dy 28/7

To The Superintendent Government Printing No 9454 dt 28-7-1921

returning the proof of the Immigration Bill with formal order and calling for the remaining portion of the copies of the Bill

26 JUL 1921

Sd/- 28/7/21

Letter No 4886 of 5th August from the Superintendent Government Printing, Bangalore

Forwarding pages 17-a of the proof for print order

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

The proof has been compared
Sealed with a draft
Returning the proof
with print order

Etc
25/8/21
20/2576

Issue
ACG
26/8/21

To Superintendent Printing
No 1179 Dt. 27.8.21
returning the Proof.

N. B.—Should routine notes be written on small slips, the notes must de copied, or slips pasted on this form.

W D 1880—GPB—1,50 000—2 5-21

D.O. No: 260
K.S.S.

962

PUBLIC WORKS SECRETARIAT.

Bangalore, 1st September 1921.

Dear Sir,

I write to invite reference to my letter No.K.S.S.80 dated 20th July 1921. As requested therein, the Irrigation Bill drafted in the Legislative Department may kindly be arranged to be forwarded to my office for its being taken up by the Krishnaraja sagara Committee as required under the term of reference contained in paragraph 5 (vi) of the Governmen Order constituting the Committee.

Yours sincerely,

To

K. Matthan, Esq., B.A.,

Chief Secretary to Government,

Bangalore.

Should routine n
the notes must
this form.

Routine Notes.

for notes, requisitions, etc., not intended for permanent record.]

Subd. with a draft to The Chief Engr. - forwarding the Bill & connected papers.

Page 29 of the Bill is yet in the press. A Memorandum has been issued on the 27th Aug.

Issue
6/9/21.

86
6/9
6/9

No of Mems be 7.9.1921

Routine Notes may be written on small slips, but these must be copied, or slips pasted on this form.

'or Disposal at a Meeting)

No. C. 101

1928-29

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT

(clause 11 of the schedule)

The Mysore Irrigation Bill.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

15th Novr. 1928.

Chief Secretary to Government.

3001/17/11 **First Member of Council.** 17.11.28

4179/25/+1. **Second Member of Council.** 1/12

3182/17/11 Third Member of Council. 29.11.28

G.R.S. III—3

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Copies have not yet been received from the Press ...
Govt. will arrange supply

Issue
dcg
.../19/24

No D.O. 3 1004 dt 14.4.2

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

Compln 9/9/21 Urgent

1052
9

Public Works Secretariat,

D.O. No. 310 R.SS Dated, Bangalore, 8th September 21.

RECEIVED 9 SEP 1921

Dear Sir,

Your letter No.J.1465/Legis. dated 7th September 1921, forwarding the Draft Irrigation Bill and the connected file, I see that the draft Bill has been sent to the Press already. The proposal is to get it printed for the Krishnarajasagara Committee. It would be a great convenience and lot of time would be saved if you can kindly arrange to make available 12 printed copies of the Draft Bill as early as possible.

An early reply is requested.

Yours sincerely,

A.V.R.

G. Seshagiri Rao

To

B.C. Subbarayappa Esqr.
Asst. Secretary.
General Secretariat

brought into operation, to begin with, on the Krishnarāja Sāgar and the Vānivilās Sāgar Irrigation systems (i.e., the Cauvery and Vedavathi valley areas on an experimental measure on an investment basis.)

The Act may be applied to all the canals in the Cauvery valley, as they will be affected by the storage in the reservoirs, and to the larger tanks and other canals gradually, as trained establishment becomes available. Such extensions are a great desideratum as they will be marked by a progressive growth of revenue for the Government and produce for the people

The Act will be worked by the Executive Engineer in charge who will be the Irrigation officer.

6. All other works may, for the present be treated as 2nd class Irrigation works and left in the charge of revenue officers, suitable detailed rules being prepared for apportioning responsibility for maintenance and repair of the works and for scientific regulation and distribution of water. As far as possible all useful rules and practices at present in vogue should be standardized and new rules and innovations introduced only to the minimum extent absolutely necessary, the various orders issued from time to

Part IX-Section 64-Civil Courts are declared to have no power to issue an injunction to restrain the exercise of any powers conferred by this act upon the government or its officers.

RLS
4-7-6

Further remarks on the views of
the First Councillor.

Views of the First Councillor.

Detailed reasons of the necessity for this Act should be given.	1. Necessity for the Act is fully explained in the accompanying note by Mr.Ramasawmy Iyer.
If more powers are needed for P.W.officers, it is quite possible to invest them with these either by executive orders or by rules made under the Revenue Code or existing laws.	2. The existing code and laws are not comprehensive enough for this purpose.
Articles 1-4 necessary if the Act is proved to be necessary.	3. Sections 1-4 contain definitions of terms.
Articles 5-8. The objects of these can be achieved under the provisions of the Land Acquisition Regulation.	4. The sections in the bill provide for power to use the water as Government think fit, and not necessarily for acquisition of lands. According to the Land Acquisition Regulation notification of acquisition should be published before any land can be entered upon. But this bill gives power to enter any land for purposes of investigation, &c.

5. Articles 9-10. May be embodied in a legislative enactment	5. Legislation is quite necessary as observed.
6. Articles 11-15. Covered by the provision of Indian Penal Code.	6. The Penal Code sections 430,431 and 432 and Criminal Procedure code Section 133 do not wholly provide for the matters herein dealt with; the summary powers conferred by Section 13 & 14 are necessary.
7. Articles 16-18. May be issued as executive order.	7. There is necessity for this provision - there are no orders empowering this at present.
8. Article 19. Land Acquisition Act.	8. This is for acquisition of land for construction of water courses by private owners and is not met by the Land Acquisition Act. The procedure prescribed here is also a simpler than in the Land Acquisition Act.
9. Article 20. Executive order.	9. As above see 16-18.
10. Articles 21-26. covered by ordinary law and can be settled by Courts	10. Ordinary law does not clearly define the rights and obligations of owners or the powers of canal officers, and Deputy Commissioners. These provisions are made to avoid lengthy and vexatious litigation in the ordinary course.

11. Articles 27-30. Covered by well established practice and enforced without difficulty.	11. These are not well recognised by the ryots and there is considerable difficulty enforcing the rules.
12. Articles 31-32. New provisions may be considered if the measures is at all to be passed, otherwise can be dealt with under general law.	12. New provisions are necessary.
13. Articles 33-41. Can be provided for by the Land Acquisition Regulation or rules to be framed thereunder.	13. Fresh rules are anyhow necessary; it would be better to provide for them in this bill so as to make the act self-contained.
14. Articles 42-43. Revenue Code makes sufficient provision for cases contemplated in these clause	14. Revenue Code does not provide for proportional abatement of revenue according to changing conditions. Only in certain cases ½ wet assessment is authorised to be levied; and there is no provision protecting an inferior holder.
15. Articles 44-49. Any power needed under these heads by Public Works Department can be given under the Revenue Code and Rules.	15. The necessity for the powers is made out; they had best be provided for in this Act.
16. Articles 50-52. May be expressly enacted where required. If proper payment is made, labour will come voluntarily.	16. This enactment is very necessary. There is no law at present to empower impressing the labour.

17. Articles 53-14. All the acts to be punished come under the provisions of the Penal Code.	17. Considerable difficulty is experienced in getting offenders prosecuted under the Penal Code and long delays generally occur. Prompt action is necessary for the efficient management of the works, and these provisions are necessary. Such provisions are found in Excise, Forest, and Municipal laws.
18. Articles 55-64. Are all incidental on the necessity and urgency of the measure proposed which must be first established.	18. These are incidental to the previous section and as important as they are.
19. Article 56. Is a useful provision.	19. This is essential to the successful working of the Act.

D R A F T I R R I G A T I O N A C T.

D R A F T I R R I G A T I O N A C T.

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s
1. Detailed reasons of the necessity for this Act should be given.		
2. If more powers are needed for P. W. officers, it is quite possible to invest them with these either by executive orders or by rules made under the Revenue Code or existing Laws.		
Articles 1-4. Necessary if the Act is proved to be necessary.		
Articles 5-8. The objects of these can be achieved under the provisions of the Land Acquisition Regulation.	Section 5 prescribes only a preliminary notification publishing the intention of Government to take over the water of any river etc; or any private irrigation or drainage work.	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
	It does not refer to the acquisition of any land. ii. (a) and (b) are necessary in order to permit the orderly development of irrigation under a new work unencumbered by preliminary existing rights. Of course all such rights will be duly componsated under Section 37 et. seq. 6. This provides for necessary works in connection with the new application of - water. It is not analogous to section 4 of the Land Acquisition Rule as that section relates to powers of entry in the interim between a preliminary notification and a reward; while this section relates to powers after the notification has become absolute.	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
	7. This section also differs from section 4 of the Land Acquisition Regulation as it confers powers of entry without preliminary notification of intended acquisition. It confers in fact a continuing power on cannal officers to enter on land etc; whenever the other condition are satisfied and is intended to obviate the delay involved in getting a preliminary notification published by Government. Further the power is conferred irrespective of any idea of acquiring land.	
	8. Gives powers of entry ~~nearly~~ for purposes of inspecting or regulating the use of water or of measuring the land irrigated. Such a provision is not contained in any of the sections of the Land Acquisition ~~Rule~~. Regulation	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
Articles 9-10. May be embodied in a legislative enactment.	Yes.	
Articles 11-15. Covered by the provision of Indian Penal Code.	11. Gives statutory recognition of the rights of private individuals for reasonable conveniences and is necessary especially when penalties are attached to unauthorised crossing of canals. 12-14.The Penal Code sections 430, 431 & 432 and also Criminal Proceedure Code section 133 do not wholly provide for the matters herein dealt with. Further the summary powers conferred by section 13 & 14 are necessary for the efficient management of drainage works. 15. This corresponds to sections 5 & 6 supra and applies for a drainage work.	

Summary of the views of the First Councillor.		Explanatory remarks of the Executive Engineer.	R e m a r k s.
Articles 16-18.	May be issued as executive order.	Executive order will not do as the water - course has to be available for persons other than the applicant who wish to be joint owners thereof.// The Land Acquisition Regulation does not suffice as the very object of these sections is to prescribe a much simpler proceedure.// For an analogous provision of Law vide section 103 Municipal Regulation.	
Article 19.	Land Acquisition Act.		
Article 20.	Executive order.		
Articles 21-26.	Covered by ordinary Law and can be settled by Courts.	Regulation of water supply from a Government sourse of irrigation rests with Revenue officers and is not cognisable by Civil Courts vide G. O. No. 5641. P.F. 46-95 dated 18th December 1895 and 8856-64/1183 dated 19th March 1898. These sections prescribe rules of guidance for the executive officers and specify the rights and liabilities of private parties in this behalf.	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
	21 (a). This is necessary as it confers on owners of private water courses the same liabilities as are on Government by section 11. 21 (c). This is necessary as it compels owners of water courses to allow use of it to others or to admit other persons as joint owners thereof when so required. Such liabilities in their behalf have to be insisted upon for obvious reasons.	
Articles 27-30. Covered by well established praetice and enforced without difficulty.	Sections 27, 29, & 30 no doubt confirm existing practice but it seems advisable to collect and define them in one place. Section 28 relates to the stoppage of water. There is no statutory basis for such stoppage at present and the existing orders and rules do not cover the entire	

Summary of the views of the First Councillor.		Explanatory remarks of the Executive Engineer.	R e m a r k s.
		ground nor are they definite. As the present state of things does not afford any safe guard to the ryots against indiscriminate stoppage by irresponsible local officials, It is advisable to delimit the occasions justifying such stoppage.	
Articles 31-32.	New provisions may be considered if the measure is at all to be passed, otherwise can be dealt with under general Law.	Yes.	
Articles 33-41.	Can be provided for by the Land Acquisition Regulation or Rules to be framed thereunder.	For reasons mentioned against sections 5 to 8 there is absolutely no analogy between this provision and that in the Land Acquisition Regulation.	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
Articles 42-43. Revenue Code makes sufficient provision for cases contemplated in these clauses.	42. There is no provision in Land Revenue Code or the Rules or orders requiring an abatement of Revenue for the stoppage or diminution of water supply. The most favourable rules of remission are contained in paegs 343 of the Revenue Manual and the maximum relief afforded thereunder is only one half the wet assessment. It is only in extreme cases that a reclassification of wet - land with regard to water is ordered during the currency of a settlement. This is always regarded as a matter of grace. Section 42 is - more equitable and confers on the ryots a right to abatement in such cases. 43. Section 87 of the L.R.C. does not provide for an abatement of rent in favour of an inferior holder on account of diminution or stoppage of water by Government except to the -	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
	extent to which such a case has led to a reduction of assessment at a revision survey. This section therefore confers on an inferior holder as section 42 does in respect of a Government tenant.	
Articles 44-49. Any power needed under these heads by Public Works Department can be given under the Revenue Code and Rules.	44. Owners rate:- Power is proposed to be taken to levy an owner's rate which will be a commutation in lieu of contribution, as payment of contribution in the case of works costing above Rs 25,000/- is not compulsory. Such a provision is necessary in order that Government may participate in some measure at least in the increased value imparted to the holding.	
	45. The section has been slightly amended. The principle embodied in this section is	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s
	not enacted in any of the provisions of the L.R.C. The necessity for such a provision is however obvious as it is not always easy to identify culprits in such cases. 46. The powers conferred by this section are not authorised under any section of L.R.C. 47. Consequential on 45 & 46. 48. 1st para:- This is not inconsistent with the survey guarantee. 2nd para:- Item (1) - do - , - do -. (2) is opposed to G.O. No. R. 3138-46 R.F.S. of 1900 dated 24th January 1902. This is apoint for orders of Government.	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
	44-48. It will thus be seen that these sections go beyoud the provisions of the L.R.C. and are therefore necessary.	
	49. Useful in order to give completion to the Regulation.	
Articles 50-52. May be expressly enacted where required. If proper payment is made labour will come voluntarily.	This is what is intended. The provision is necessary.	
Articles 53-54. All the acts to be punished come under the provisions of the Penal Code.	In getting offenders prosecuted under the Penal Code considerable difficulty is experienced. This is the experience here and also in other Provinces. The Famine Commission of 1880 have pointed out the great difficulty in dealing under the general Criminal Law with various offences which interfere materially with pro-	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s.
	management of a canal. Stopping up other people's Channels, improperly opening one's own, tampering with banks etc., are acts of this nature. The Irrigation Commission while agreeing with them state, " We desire to repeat their recommendation that this difficulty should be removed by suitable legislation." This is recognised by all the Provinces that have an Irrigation Act of which these sections form an important part. Such special provision in special Laws in addition to the Penal Code is not peculiar to Irrigation Law, but is found also in Excise, Forests and Municipal Laws.	

Summary of the views of the First Councillor.	Explanatory remarks of the Executive Engineer.	R e m a r k s .
Articles 55-63. Are all incidental on the necessity and urgency of the measure proposed which must be first established.	Yes. These sections are as important as the two previous ones.	
Article 56. Is a useful provision.	Yes.	

Executive Engineer,

Irrigation Division.

Such of the provisions in the Madras Bill as are likely to be useful to Mysore were already included by me in the draft before it was submitted.

The replies given to querries under each set of section explain clearly that the provisions herein made are not covered by any existing Regulation and are therefore necessary. What sections to omit is not clear. In addition, the fact that such provisions have been made in Irrigation Legislature in British India in spite of the Land Revenue Code, Land Acquisition Regulation, Penal Code etc., though in itself no positive argument in its favour is an analogy forcible enough to justify its inclusion.

I am personally of opinion that the draft may be submitted to the Government as it is.

Executive Engineer,
Irrigation Division.

Submitted to D.C.E. with reference to orders (slip V). It may now be submitted to Govt. with the 10/3 Exec. Engr's favourable comments. Yes - draft accordingly 11/3/16 RWS

IRRIGATION BILL.

"""

Main points.

.....

It is satisfactory to note that we have now before us a fairly complete draft. The proposal is however a controversial one and, in Madras, it was for this reason deferred during the duration of the war. The bill may now be considered in Council and the Member of Council in charge of the Public Works Department entrusted with the work of piloting it through the Legislative Council.

2. Some of the provisions, e.g., clause 43 providing for compulsory labour for emergent repairs of irrigation works may seem drastic but it will be necessary to explain to the Legislative Council the exact manner and circumstances of their application in order to induce them to accept the provision. The provision though very rarely applied in practice is necessary.

(a) I find that the clause for "owner's rates" included in the original draft has been omitted. Also no provision is made for levying a contribution for irrigation facilities provided. The reason probably is that the Bombay Act has not got corresponding provisions. But irrigation practised in Bombay is very unlike that in Madras or Mysore. In Bombay, irrigation was unpopular. For a long time it was thought that tracts were unfit for irrigation and Government were opposed to extending irrigation works in the famine years of 1896-1900. But the conditions have changed since then.

3. Rules under the Act should also be prepared so that the public may know how the law is going to be applied in practice. This should not take much time, as there is a draft in the file which merely can be revised in accordance with the present bill.

4. If the Act is passed, it may

D R A F T I R R I G A T I O N A C T

Summary of the views of First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's orders.
1. Detailed reasons of the necessity ~~of this~~ for this Act should be given. 2. If more powers are needed for P.W.Officers, it is quite possible to invest them with these either by executive orders or by rules made under the Revenue Code or existing laws. Articles 1-4. Necessary if the Act is proved to be necessary.	Wide objects and reasons.	

Summary of the views of the First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's orders.
Articles 5-8. The objects of these can be achieved under the provisions of the Land Acquisition Regulation.	The Land Acquisition Regulation applies only to land needed for a public purpose. It does not say anything about the water of streams. Sections 5 & ~~6 are~~ 6 intended to enable the Government to apply the water of any river, stream or any natural collection of water for the purpose of any existing or projected irrigation or drainage work. It also enables Government to assume control over any such work which has not been constructed or maintained by Government. Sections 7 & 8 confer certain powers on Canal and other officers. The provision of the Land Acquisition Regulation ~~is not~~ quite comprehensive and does not cover all the aspects from an irrigation point of view. Also the procedure indicated there is different and not likely to facilitate	

Summary of the views of the First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's ~~orders~~ Remarks
	speedy disposal of irrigation questions. Yes.	
Articles 9-10. May be embodied in a legislative enactment.		
11-15. Covered by the provisions of Indian ~~Gods~~ Penal Code.	Section 11 is for providing canal crossings at suitable places and also land drainage when it is likely to be obstructed by a canal and is intended for the guidance of Canal Officers. It is not a very important section. Sections 12-14. Having recourse to the Penal Code entails delay. These sections enable the officer concerned to take immediate action. Also the burden of proof is thrown on the party causing the obstruction. Section 15 corresponds to sections 5 & 6 supra and applies for a drainage work.	Penal Code deterrent provn.

Summary of the views of First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's orders.
Articles 16-18. May be issued as executive order.	If the necessity is conceded, how the order is issued is a matter of detail.	
19. Land Acquisition Act.	It is practically the same. only the procedure indicated is somewhat simpler to facilitate rapid construction of water courses under irrigation schemes.	
20. Executive order.	Same as for 16 to 18.	
21-26. Covered by ordinary law and can be settled by Courts.	I don't know if the rights and obligations of owners of water courses, also the powers of Canal officers and Deputy Commissioners in connection therewith are clearly defined or adequately covered by ordinary law. The object of special law is to avoid lengthy and vexatious litigation in the ordinary courts. Bombay, Burma N.W. Provinces, & Madras have all recognised the importance and necessity of this provision.	

Summary of the views of First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's order
	provision.	
27-30. Covered by well established practice and enforced without difficulty.	Not well recognised by the ryots. There is also considerable difficulty in enforcing and hence the necessity.	
31-32. New provisions may be considered if the measure is at all to be passed, otherwise can be dealt with under general law.	Yes.	
33-41. ~~Revenue Code makes sufficient provision for cases contemplated in these clauses~~ Can be provided for by the Land Acquisition Regulation or rules to be framed thereunder.	If the measure is passed this may as well come under this. It would make it complete and self-contained. Otherwise, may be provided for under the Land Acquisition Regulation or rules to be framed thereunder.	
42-43. Revenue code makes sufficient provision for cases contemplated in these clauses.	There are cases in which old assessment continues to be levied in spite of altered conditions (source of supply breached).	

Summary of the views of First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's orders.
44-49. Any power needed under these heads by Public Works Department can be given under the Revenue Code and Rules.	The powers are needed.	
50-52. May be expressly enacted where required. If proper payment is made, labour will come voluntarily.	This is what is intended, (vide para 2 section 52. Adequate payment is insisted upon. There are ample safe-guards that the provision is not vexatiously enforced. ~~It is intended to cover only exceptional cases.~~)	
53-54. All the acts to be punished come under the provisions of the Penal Code.	In getting offenders prosecuted under the penal ~~xxxx~~ code considerable difficulty is experienced. This is the experience here and also in other provinces. The Famine Commission of 1880 have pointed out the great difficulty in dealing under the general criminal law with various offences which interfere materially with the proper management of a canal, Stopping up other	

Summary of the views of First Councillor.	Further remarks of the Executive Engineer.	Deputy Chief Engineer's orders
53-54.	peoples' channels, improperly opening one's own, tampering with banks etc., are acts of ~~this~~ this nature. The Irrigation Commission while agreeing with them state, " We desire to repeat their recommendation that this difficulty should be removed by suitable legislation". This is recognised by all the provinces that have an Irrigation Act of which these sections form an important part.	? Such special provn Special laws in addn Penal Code is not pecu Irrigation law, but also in Excise, Forest Land laws.
55-63. Are all incidental on the necessity and urgency of the measure proposed which must be first established.	Yes. These sections are as important as the two previous ones.	
56. Is a useful provision.	Yes.	

G.R.S. 111—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Immediate

Please get back from Mr Deeth the file of papers relating to Imperial Bill taken by Mr Scott in connection with the Krishnaraj Sagara Committee Meeting & the Secretary of State called for in connection with Parliamentary Question.

28 14/11/22

Leg

Letter No. 346 S 2181-Sup 21 - KBS. S

From the Chief Engineer requesting the supply of 12 copies each of the Mysore Irrigation Bill Madras Irrigation Bill & Bombay Irrigation Bill

Submit with a draft reply

Sec 22/9/21

In approval

Gen Secy) Cag 30.9.21

W 22/9

W 8/10/21

Issue. Cag 8/10

Issued J 2057 S/12-10-21

Submit. Submit with a draft reminder

Sec 24/11/22

Issue Cag 4-1-22

W 4/1/22 Reminder

Reminder No. 3053 S 6-1-22

Sec A 9/1

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Memo No 779/K.S.S from
the Chief Engineer in Mysore
returning the file re Irrigation
Bill

Submd. with a draft
acknowledging.
After issue further
action will be taken
in regard to the Bill

Issue.
CWR
21.1

21/1/22
W
W/1

Issued. No 9. 3594 of 24.1.22.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Section

File No.

Serial No

General and Revenue Secretariat

)

, *the* 191

No. J 3053

Date of issue 6/1/22

Signed by Mr Dra

To

The Chief Engineer on Inspection

Sir,

I am directed to request you to kindly return at an early date, the file of papers in the Mysore Irrigation Bill sent with the office letter No J 1465 dt 7-9-1921.

I have etc

Dy Secy

4.1.22

For Secy.

over.

Sd

4/1/22

30803

MEMORANDUM Bangalore,

From Enclosure one file The Chief Engineer of Mysore, Bangalore.	*To* 13th January 1922. ~~xxx~~ The Secretary to Government, General Department, Bangalore

Sir,

As desired in your letter No.J.3058/Legis. dated 6th January 1922, I have the honour to return the file of papers re- the Mysore Irrigation Bill. Its receipt may kindly be acknowledged.

I have the honour to be,

S i r,

Your most obedient servant,

For Chief Engineer of Mysore.

AVR.

W D 3225—GPB—25,000—23-6-16

[*Please reply overleaf*

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to——————

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 24/1/22

Signed by— M Cag

Section

File No.

Serial No

No. J 3594

To

The Chief Engineer in
Mysore

Sir,

I am directed
to acknowledge with
thanks the receipt
of the file of papers
re Irrigation Bill
sent with your
Office memo No 779/B
of 13-1-22

I have etc.

Cag
21.1

Power. Genl. Secy.

G.C
21/1/22

Diary No. of letter replied to.....

Section

File No.

Serial No.

GENERAL AND REVENUE SECRETARIAT,

( )

, the 191 .

No. 7475 Fins

Date of issue 4/10

Signed by M' Rao

To

The Supt, Govt Press

Sir,

I am directed to forward herewith a copy of the draft Mysore Irrigation Bill with the Statement of Objects and reasons and to request you will be so good as to have 50 copies thereof printed in half margin and supplied to this office at a very early date. The final proof may kindly be sent for approval before copies are struck off.

Subject to approval

ABR

I have &c.

D. M.

Secy to Govt.

Chief Secy

WD 2542—GPB—500—19-5-20

Telegraphic Address
"Papyrus," Bangalore.

No. V235

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRINTING,

Dated Bangalore, 20th November 1920.
22 nov

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ., M.R.A.S
SUPERINTENDENT, GOVERNMENT PRINTING,
BANGALORE.

23 NOV 1920
2836
24 NOV 1920

TO

C.S.Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

SIR,

With reference to your letter No:G.9327/Legis dated 12-11-20, I have the honour to state that the printing of the draft Mysore Irrigation Bill has been entrusted to Messrs. Navarathna & Sons., and they report that proofs have been sent.

I have the honour to be,
Sir,
Your most obedient servant,

D.B. Ramachandra Mudaliar
Superintendent,
Government Printing.

DVS.

Diary No. of letter replied to——

General and Revenue Secretariat

(

, *the* 191 .

Date of issue 26/4

Signed by M Pm

Section

File No.

Serial No

No. 4203/4 Govt

To

The Superintendent

Govt Printing

Sir,

In forwarding herewith 1st instalment for necessary version the Govt of the draft Mysore Corporation Bill which was received from Messrs Navaratna & Sons, I am directed to state that they may be instructed to make the necessary corrections & furnish copies

P.T.O.

on the 15th instant

on one side of the paper.

I am also to request that Messrs Nallaratna & Son may be asked to furnish the rest of the survey as very early date

I have etc

D. M.
25/4
for Chief Secy

20/11
Asst
28/11

List of enclosures.

Examined by

WD 2542—GPB—500—19-5-20

Telegraphic Address
"Papyrus," Bangalore.

No. V 391.

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRINTING,

Dated Bangalore, 28nd January 1921.
268

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ., M.R.A.S.,
SUPERINTENDENT, GOVERNMENT PRINTING,
BANGALORE.

27 JAN 1921

57404

To

C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

SIR,

I have the honour to forward herewith copy of my letter No. V384 dated 26th January 1921 to Messrs. Navaratna & Sons., Bangalore, with reference to your D. O. No. G.13716/Legis. dated 14th January 1921.

I have the honor to be,

Sir,

Your most obedient servant,

Superintendent,
Government Printing

WD 2542—GPB—500—19-5-20

Telegraphic Address
"Papyrus," Bangalore.

No. V 391.

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRINTING,

Dated Bangalore, 22nd January 1921.

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ., M.R.A.S.,
SUPERINTENDENT, GOVERNMENT PRINTING,
BANGALORE.

27 JAN 1921

57404

To C. S. Balasundaram Iyer, Esq., B.A.,
Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

SIR,

I have the honour to forward herewith copy of my letter No. V 384 dated 20th January 1921 to Messrs. Navaratna & Sons., Bangalore, with reference to your D. O. No. G.13716/Legis. dated 14th January 1921.

I have the honor to be,
Sir,
Your most obedient servant,

D. Ramachandra Mudaliar
Superintendent.
Government Printing.

Letter No: V. 384 dated 26th January 1921 from ~~the~~ the Superintendent, Government Printing, Bangalore to M/ Messrs. Navarathna & Sons., Bangalore.

I write to inform you that the proof of the portion from clause 13 to the end of the draft Mysore Irrigation Bill has not as yet ~~been~~ been received by the Revenue Secretary to Government. I now request you to make special efforts to finish the work and supply copies with the least possible delay.

"C O P Y.

Superintendent,
Government Printing.

We previously
referred here
was recd in
the Protin Bor
ums as this also
to be dealt
with there, this
to will be mangum
to that Branch

WD 2542—GPB—500—19-5-20

Telegraphic Address
"Papyrus," Bangalore.

No. V 40-
Conf

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRINTING,
Dated Bangalore, 27-1-21.

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ., M.A.A.S.,
SUPERINTENDENT, GOVERNMENT PRINTING,
BANGALORE.

Ch Sec'y
29 JAN 1921

57765

TO

C. Matthan, Esq., B.A.,
Offg. Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

CHIEF SECRETARIAT
III
PROTECTION BRANCH.
1 FEB 1921

SIR,

In continuation of this office letter No. V.384 dated 26-1-21 forwarding a copy of letter No. V.384 dated 26th instant, addressed to Messrs. Navarthna & Sons., Bangalore, re: the delay in printing of the draft Mysore Irrigation Bill, I have the honour to forward herewith copy of this office letter No. 383 dated 27-1-21, addressed to the above firm for kind information.

I have the honour to be,
Sir,
Your most obedient servant,

D. B. Ramachandra
Superintendent,
Government Printing.

Letter No:V. 392 dated 27th January 1921 from the Superintendent, Government Printing in Mysore, Bangalore to Messrs. Navarthna & Sons., Bangalore.

In continuation of this office letter No.V.384 dated 26th instant, re: the delay in printing of the Draft Mysore Irrigation Bill, I write to inform you that the orginal is the only copy available and to request you to take particular care of the above and proceed with the work and send proofs to department without further delay. Further I request you to send in detail the progress statement up till now.

" C O P Y."

Superintendent,
Government Printing.

27 : 1 : 1921

DVS.

SUBJECT

Diary No. of letter replied to

General and Revenue Secretariat

( )

, the *191*

Date of issue 2/2

Signed by Mr Rae

Section

File No.

Serial No

No. G 150/1 Secl

To

The Superintendent Government Printing

Sir

I am directed to forward herewith second instalment of the proof of Irrigation Bill pages 5 to x / received from the Peradeniya Press on the 27th January last duly revised and to request that they may be hastened

Note the corrections &
print the required No of copies
early. The portion
left⊕ out in the proof
has been indexed on a
** sheet attached to
the proof

Messrs Fairweather & Co
may also be kindly asked
to send the proof
of the remaining
portion without
further delay.

Yours etc

pp W/L

for Secy

⊕ part of Secns 13 and 14

List of enclosures.

21/9/21

Copied by

Examined by

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat
(
, *the* 191 .

Date of issue 14/4/21

Signed by W Dey

Section
File No.
Serial No.

D.O.
No. J 1557

To
The Chairman
& Secretary, Nagpur Rao, Esq., I.C.S.
P.A. to the Chief Engr

Dear Sir,

In reply to your D.O No 34/K.55 of the 8th Sep. 1921 requesting the supply of 12 printed copies of the Draft Irrigation Bill, I am to state that the copies have not yet been received

over.

from the Press & that the
Copies required by you
will be sent on receipt
of Copies from the Press
Yours Sincerely

Secy
7/10/12

Secy
10/9/12

List of enclosures.

Copied by

Examined by

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

*Diary No. of letter replied to*_____

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 4/5

Signed by Mr Bu

Section

File No.

Serial No

No. 20679

To

The Supdt.
Govt. Printing
Bangalore

Dear Sir

Please refer to our office letter no 15077 G 2-2-21 & the reminder no G. 19839 G 20-4-21 in the matter of the proof of the Derecognition Bill I am to request-

over.

If that Messrs Drinkwater
Sons & Mair be kindly
instructed to send the
proofs without further
delay

Yours Sincerely
W. H.

List of enclosures.

Copied by

Examined by

G. R. S. VI—G/32]

SUBJECT.....

.....

*Diary No. of letter replied to*_____

General and Revenue Secretariat

( )

the *191* .

Date of issue 16/5

Signed by M^ Pinto

Section

File No.

Serial No

No. G 215-77 Encl.

To

The Supt.-

Govt. Printing

Sir,

I am directed to return herewith the third instalment of the proof of the Irrigation Bill (pages 9 to 12) ~~here~~ duly corrected and to request that Messrs Navaratna & Sons may be instructed

over.

to forward the portion
as received: they may
also be kindly asked to send
the proofs of the remaining
portion immediately
I have etc
D. M.

For Kew Gdns

13/5

List of enclosures.

Copied by

Examined by

No. 84/K85

Mysore Public Works Department,

Central Office,

Dated, Bangalore, the 15th June 1921.

From

S. Cadambi, Esquire,

Chief Engineer of Mysore, Camp, Mysore.

To

K. Matthan, Esquire, B.A.,

Chief Secretary to Government,

Camp, Mysore.

S i r,

I have the honour to invite your kind attention to term of reference vi to the Committee in G. O. No.P.W.205-16/ K.S.S 226-237 dated 7th June 1921 and to request you to be so good as to forward the draft of the New Irrigation Act which was prepared in the Legislative Department together with the file of connected papers.

I have the honour to be,

S i r,

Your most obedient servant,

Rect 17/6/1921

Transferred to the Protection Branch

18/6/1921

18/6

G. Seshagiri Rao

for CHIEF ENGINEER OF MYSORE.

ES. 15/6/21.

2321

KSS

No 80

20 JUL 1921

MYSORE PUBLIC WORKS DEPARTMENT,
CENTRAL OFFICE,
Dated Bangalore. 16 July 1921.

FROM

S. CADAMBI, ESQ.,
Chief Engineer of Mysore, Bangalore.

21 JUL 1921

To

The Chief Secretary to Government
of Mysore, B a n g a l o r e.

SIR,

I have the honour to invite kind reference to Para 5 (Vi) of the Government Order No.P.W.205-216/K.S.S.226-237 dated 7th June 1921 and to request that the draft bill prepared in the Legislative Department for the New Irrigation Act, together with the connected papers may kindly be arranged to be forwarded to this office, at an early date, as requested in this office No.34/KSS dated the 17th June 1921.

I have the honour to be,

S i r,

Your most obedient servant,

for CHIEF ENGINEER OF MYSORE.

A.N/19-7.

G. R. S. VI—G/52]

SUBJECT.....

.....

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Diary No. of letter replied to

Section

File No.

Serial No

General and Revenue Secretariat

( )

, the *191*

No. J454

To

The Supt. Govt. Printing

Bangalore

Date of issue 25/7

Signed by

Sir,

In returning herewith Sheets 13 to 16 of the Proof of the Irrigation Bill I.V. I.T. print order, I am directed to state that in the copy of the proof returned with these sheets page 24 has not been

over.

Secd. and to request that
The same may be asked
to be sent very early
I am also to request
that messrs. Newcastle & Sons
may be instructed to
immediately
send the proof of
the remaining portion
of the Draft Bill
If the new proof is
not yet ready they
may be asked to
send by return of
post the original
copy of the former portion
of the Bill as c.
required for the
immediate purpose
as there is no other
copy in the Office

I have &c

List of enclosures.

Copied by

Examined by

D 25/7
For Rd 2. Secy

5335

Immediate.

546
9.

WD 2019—GPB—2,000—13-5-21

Telegraphic Address
"Papyrus," Bangalore

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRINTING,

No. 486

Dated Bangalore, 5th AUGUST 1921.

proofs with originals

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ., M.R.A.S.,
SUPERINTENDENT, GOVERNMENT PRINTING,
BANGALORE.

GEN & REV
6 AUG 1921

To

B. Ramaswamiya, Esq., B.A., B.L.
Secretary to the Government of Mysore,
Revenue Department, Bangalore.

SIR,

9 NOV 1921

With reference to your letter No. J. 454/Legis: dated 25-7-21, I have the honor to forward herewith pages 17 to 24 together with the original copy in full for favour of print order received from Messrs. Navarathna & Sons., Bangalore. A reminder has been issued to him to expedite the return of the original of page 29 as desired.

I have the honor to be,
Sir,
Your most obedient servant,

Superintendent

11 NOV

DVS.

06583

743
9.

WD 2019—GPB—2,000—13-5-21

Telegraphic Address
"Papyrus," Bangalore

No. 604.

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRINTING,

Dated Bangalore, 15th August 1921.

GEN & REV. SECTT.
19 AUG 1921

FROM

D. B. RAMACHANDRA MUDALIAR, ESQ., M.R.A.S.
SUPERINTENDENT, GOVERNMENT PRINTING,
BANGALORE.

To

B. Ramaswamiya, Esq., B.A., B.L.,
Secretary to the Government of Mysore,
Revenue Department, Bangalore.

SECRETARIAT
20 AUG 1921

SIR,

With reference to your reminder No: J. 688/Legis: dated 10th instant, re: the delay in printing of the Irrigation bill, I have the honor to invite your kind attention to this office letter No: 486, dated 5-8-21 forwarding pages 17 to 24 together with the original copy in full for favour of print order received from Messrs. Navarathna & Sons., Bangalore.

I have the honor to be.

Sir,

Your most obedient servant,

Superintendent.

DVS.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

(General and Revenue Secretariat
( )
, *the* 191 .

Section
File No.
Serial No.

No. J: 1179/Encl 1.

Date of issue 27.8.21.

Signed by Asst S.C.E.

To

The Supt. Govt. printing
Bangalore

Sir,

I am directed to return herewith page 17524 of the proof of the draft Indian Bill with printed and to request that 50 copies thereof may be struck off & supplied to this Office

over.

as a very early date

I am also to request that messrs Navaratna & Sons may be asked to send page 29 of the original memorandum still with them

I have etc

DCS 28/8/22
D. P. Rees Esq

SC
28/8

List of enclosures.

Copied by

Examined by

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to——

General and Revenue Secretariat

)

, the *191*

Section

File No.

Serial No

No. J 1465 on file

Date of issue 7/9/21

Signed by M Das

To

The Chief Engineer
in Mesopotamia

Sir

As directed by you in your letter No 80/A-5 S.B. dated 20th July 1921, I am directed to forward herewith the draft Irrigation Bill together with the connected papers. Paras 22 of the ~~Act~~ Bill has not been received from the

over.

the Press will write us first

on receipt.

Thanks etc.

Secs 6/9/12

for Secl. Sec'y

SC

SC
6/9

List of enclosures.

Copied by

Examined by

K0286 MEMORANDUM 1056

From The Chief Engineer of Mysore, Bangalore.

To The Secretary to Government, Revenue Department, Bangalore.

Bangalore, 7th September 1921.

GEN. & REV. SECTT. 8 SEP 1921

P.No 1405

REVENUE & JUDICIAL SECRET. RMT. SEP 1921 REVENUE, BRANCH.

Sir,

I have the honour to invite attention to para 5 (viii) of the G.O. NO.P.W.205-16/K.S.S.226-237 dated 7th June 1921, constituting the Krishnarajasagara Committee and to request that the New Irrigation Bill drafted in the Legislative Department may kindly be forwarded to this office for being placed before the Krishnarajasagara Committee.

I have the honour to be,
Sir,
Your most obedient servant,

A.V.R.

Chief Engineer of Mysore.

W D 3225—GPB—25,000—23-6-16

[Please reply overleaf

Mysore Public Works Department,

No. Central Office,

Dated, Bangalore, the 21st September 21.

23 SEP 1921

From

S. Cadambi, Esquire,

Chief Engineer of Mysore,

Bangalore.

To

B. Ramaswamiaya, Esq., B.A., B.L.,

General Secretary to Government,

Bangalore.

Sir,

In acknowledging the receipt of draft Irrigation Bill and the file of papers forwarded with your letter No.,J. 1465 dated 7th instant, I have the honour to state that the Krishnarajasagara Committee propose to go through the Burma Irrigation Act and Madras Draft Irrigation bill when dealing with the draft Mysore Irrigation Bill.

2. The favour of arranging to supply 12 copies of each of the above is requested.

I have the honour to be,

S i r,

Your most obedient servant,

For Chief Engineer of Mysore.

A.V.R.

G. R. S. VI—G/52]

SUBJECT

Diary No. of letter replied to

General and Revenue Secretariat

( )

, the 191

Date of issue 12/10/11

Signed by W Carr

Section

File No.

Serial No.

No. 7205 (a)

To

The Chief Engineer
in waiting

Sir,

With reference to your letter No 346 of 21.8.11 (P.S.S.) requesting the supply of 12 copies of the certain Irrigation Bills Dept. I am directed to state that copies of the Bowring Irrigation Act- & the Madras draft- Irrigation Bill are not available

over.

in this Office and that
12 copies of the Draft
Mysore Irrigation Bill are forwarded herewith
DW
with the Govt. Opn. received
& copies from the Press

2 covers

cwr
30-9-21

Yr Govt. &c

&c
27/9/21

List of enclosures.

Copied by

Examined by

This enactment is intended to define clearly the position of the state in respect of irrigation and its right to the waters of rivers, natural streams etc., and also the obligations of the ryots. There does not exist at present any definite statutory declaration of the rights and responsibilities of Government in respect of the control of the public water supplies. The Indian Irrigation Commission state " In the course of our inquiries we have been strongly impressed with the urgency of this question. We find that the simplest orders which may be issued by the executive officers responsible for the management and control of irrigation works are liable to be made subject of suits in the civil courts." They go on to state that section 2 of the Indian Easements Act which provides that nothing therein shall derogate from " any right of Government to regulate the collection, retention, and distribution of the water of rivers and streams flowing in natural channels, and of natural lakes and ponds or of water flowing, collected, retained or distributed in or by any channel or other work constructed at public expense for irrigation", appears to have little value in the absence of the declaration of any such right of Government. They also quote illustrations of civil suits that were launched out. The main object of this proposed legislation is to declare the right and title of Government to the same power and control over public water supply as is already possessed in Northern India, subject to compensation for injury done by diminution of supply to any existing channel or area, but not for its mere diminution, if not injurious; to penalise unauthorised interference with that control; and to affirm that no supply of water from any irrigation work constructed, maintained or controlled by the Government can create a right to the continuance of that supply or to anything more than compensation

for its restriction or withdrawl. It declares the indisputable right of Government to use and control for public purposes the water supply of the country. Until the powers of Government have been more clearly defined the officers responsible for the management of irrigation works are likely to refrain from the exercise of any power of control in the apprehension that they may be acting ultra virís and that their orders may be reversed after a long and vexatious course of litigation. This uncertainty as to their powers tends to paralyse all efficient control and so prevent such attention being paid to the improvement of the distribution and increase of the irrigating duty as has been observed in other provinces. It may be added that legislation of the kind proposed has been found necessary in all other provinces of India, in Egypt and in all European countries in which irrigation is extensively practised.

Now that Government have declared a liberal irrigation policy and are constructing and extending new and old irrigation works with expensive storage reservoirs involving enormous capital outlay, much greater care is needed in the distribution of the stored supply. Economy in distribution is very necessary. Old arrangement based on usage or mamool must not be allowed to stand in the way. It is hardly necessary to add that if the Government are to get an adequate return on their liberal expenditure or make the most of available water supply, the extended powers of control now proposed, have to be taken.

S. Ramachandra

This draft is framed mainly on the lines followed by the Irrigation in India during the last half a century.

Part I embodies the preliminary definitions.

Part II treats of the application of water and the assumption of control of works for public purposes. The Government are enabled by notification to apply the water of any river or stream or natural collection of water for the purpose of any existing or projected irrigation or drainage work and also to assume control over any such work which has not been constructed or maintained by Government. Upon the issue of a notification under this part, the succeeding parts III & IV automatically apply; the Government have full powers of control and regulation subject only to the payment of compensation for substantial damage as provided for under part V. Private interference with the water notified is prohibited; and private rights can only be acquired by grant or prescription subsequent to the date of the notification. It also gives the powers of irrigation officers.

Part III treats of the construction of water courses. In view of the importance of adequate provision for the rapid construction of water courses in connection with any large scheme of irrigation and in order to ensure the timely development of such schemes and the realisation of anticipated returns in a reasonable time, the procedure prescribed for the acquisition of land in the case of private applications has been simplified.

Part IV treats of the supply of water.

Part V relates to the award of compensation.

Part VI treats of water rates.

Part VII treats of obtaining labour for canals on emergencies.

Part VIII treats of penalties.

Part IX treats of miscellaneous, such as appeals, power to summon witnesses, power to make rules etc..

Parts II, III, IV, and VIII are the most important portions as pointed out by the Irrigation Commission.

S. Ramadasami
Ex. Engr. Irrigation

D. 3. 15.

THE DRAFT MYSORE IRRIGATION ACT.

Objects and reasons.

To enable Government to introduce Rules for the construction of new Irrigation works and the maintenance and improvement of existing irrigation works, for the purpose of developing irrigation to the maximum possible capacity of our works and maintaining the irrigation system in a good state of efficiency.

Under existing rules the Government have not got sufficient powers to control the irrigation systems to the extent necessary to attain the object explained above-

(1) They are unable to take any initiative in the development of irrigation or enforce the rules in the matter of regulation and distribution of water and the maintenance of the works in an efficient condition.

(2) The rights and liabilities of owners of water-courses are not clear nor are they easily enforcible.

(3) There are no facilities for rapid extension of existing water-courses or for construction of new ones; similarly for works for purposes of drainage.

(4) Labour for canal clearance is not always available and considerable difficulty is met in securing them.

(5) It is not possible to get offenders prosecuted without considerable difficulty or delay. The present rules are round about and inadequate any real offenders generally go unpunished. Even in the few cases where punishment is meted out, the delay entailed is so long that no moral effect is left to serve as a deterrant.

Scope.

The regulation is intended to remove the disabilities mentioned above, and to enable Government to take more powers. Satisfactory safeguards are provided against undue exercise of the powers conferred or vexatious enforcement of the provisions. Reasonable compensation is proposed to be awarded for damage caused by exercise of the powers. Appellate powers are given to the Deputy-Commissioners and Superintending Engineers over the acts and orders of the canal officers

Main provisions of the Bill.

Part I-Sections 1 to 4 contain definitions of terms.

Part II treats of the application of water and the assumption of control of works for public purposes. The Government are enabled by notification to apply the water of any river or stream or natural collection of water for the purpose of any existing or projected irrigation or drainage work and also to assume control over any such work which has not been constructed or maintained by Government. Upon the issue of a notification under this part, the succeeding parts II & IV automatically apply; the Government have full powers of control and regulation subject only to the payment of compensation for substantial damage as provided for under part V. Private interference with the water notified is prohibited; and private rights can only be acquired by grant or prescription subsequent to the date of the notification. It also gives the powers of irrigation officers.

Part II-Sections 5-8. Gives powers to utilise all natural water courses for purposes of irrigation and to enter into any land for purposes connected with it.

Part II-Sections 9 & 10- Gives powers of entry into certain lands for purposes of preventing accidents to irrigation works and utilising materials therefrom.

Part II-Section 11- Prescribes that Government should provide suitabl bridges &c., for crossings of canals and free passage of drainage across canals.

Part II-Sections 12 to 14- Enables Government to take immediate action in the case of injurious obstructions to rivers or natural drainage courses and cause them to be removed.

Part II-Section 15- Gives powers of entry into land and execution of works for purposes of drainage works.

Part III- Sections 16, 18 & 20 - lays down conditions for construction of water courses by private persons.

Part III-Section 19- empowers acquisition of land for the above purpose.

Part III-Sections 21 to 25- lay down the rights and liabilities of private owners of water courses.

Part III-Section 26- lays down rules for settlement of disputes between different private owners of water courses by canal officers.

Part IV- Sections 27-30- lay down the principles according to which Government can control and regulate the supply of water to lands.

Part V-Sections 31 & 32- provide for payment o compensation for damages caused by exercise of the powers conferred by this act and lay down cases where no claim to compensation can arise

Part V-Sections 33-41- lay down procedure to be adopted in assessing damages and awarding the compensation

Part V-Sections 42-43 provide for abatement of rent on interruption of water supply.

Part VI- Sections 44-49 empower Government to impose, alter and revise water rates according to varying conditions and lay down the liabilities of the users of water.

Part VII- Sections 40 to 52- provide for obtaining labour on emergencies for irrigation works.

Part VIII-Sections 53-55 lay down penalties for certain offences, making acts, not amounting to mischief within the meaning of the Indian Penal code, punishable under this act.

Part VIII-Section 56 empowers canal officers to take into custody persons found guilty of certain of the offences noted above.

Part VIII-Section 57 is a saving of prosecution under other laws

Part VIII-Section 58 provides for ~~rewards~~ informants out of the fine imposed on the offender.

Part IX- Section 59- Provides appellate powers to the Deputy Commissioners over the orders of the canal officers.

Part IX-Sections 60-61 lay down rules of procedure for any enquiry under this act.

Part IX-Section 62 empowers Government to make rules not inconsistent with this act to regulate matters connected with it.

Part IX-section 63-exempts all Municipal water works from the application of this act

opposition from the non-official public and the Members of the Legislative Council. In the earlier stages of the application of the Act, it might be necessary in order to conciliate public opinion, to hold one high officer, assisted by a committee of 3 persons, responsible to dispose of all appeals against the decisions of the irrigation officers. That officer will have to be a specialist in irrigation matters.

9. The proposed record of rights is a very large measure. If introduced, it will have to be applied in selected areas where disputes are frequent or likely. The preparation of a complete record of rights will take several years and will require a large establishment.

10. It is necessary to settle beforehand the detailed arrangements required to give effect to the provisions of the Act and also to train the officers who have to administer it. It will also be necessary to depute two officers, one Revenue and one Irrigation, to study the working of the Act in Bombay, where it has long been in force.

Mysore Irrigation Bill

Comparison of Provisions with the Irrigation Act of Bombay and the Irrigation Bill of Madras.

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
Preamble	Preamble	Preamble	Copied intact.
1 and 2	1	1	Additional clause -and shall come into operation i such areas and from such dates as may from ti to time be notified by Government.
	2	2	Copied intact but for alterations in the figures d reference to Mysore Codes.
3 (1)	3 (i) (a)	3 (i) (a)	Same
	(b)	(c)	-do-
	(c)	(c)	-do-
	(d)	(dρ)	-do-
	(e)	(e)	-dO-
(2)	(2)	(2)	-do-
(3)	(3)	(3)	-do-
	(4)	(4)	-do-
		(5)	'Revenue Commissioner' is added

Corresponding Section of the Draft Madras Bill.		Sections of the Bombay Act.	Sections of the Mysore Act.	
	(5)	(5)	(6)	(Deputy Commissioner is put for 'Collector')
	(6)	(6)	(7)	Same
	(7)	(7)	..	Omitted
4	(in purport)	4 (a)	4 (a)	Same
		(b)	(b)	-do-
		PART II.		
5		5	5	-do Clause ∝ inserted between 'canal' and the 'Government' and clause (B) added at the end. 2 more clauses are added.
6.			5 a	Empowering Government to assume the control at any time after the date above named.
7 and 8			5 b	Provides for non-recognition of rights against Government for supply, etc.
		6.	6	Same.
11		7 (a)	7	-do-
		(b)	(a)	
			(b)	Contains provision for entering the land, and undertaking necessary surveys and other investigati and empowering the cutting down of standing cr etc., in addition.
			(c)	Same.

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
12	8	8	Same
13and14	9	9	-do-
15	10	10	"not supplied --- embankment" is omitted.
	11	11	Same
	12	12	Same
	13	13	Same
16 (more or less)	14	14	Same
	15	15	Same
	PART III.		
	16	16	Same
18	(17 (1)	17 (1)	Same
	((2)	(2)	Same
19	18	18	-do-
21and 22	19	19	-do-
23	20	20	-do-

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
24	21	21	
	(a)	(a)	Same.
	(b)	(b)	-do-
	(c)	(c)	-do-
	(d)	(d)	-do-
28	22	22	-do-
	23	23	-do-
	24	24	-do-
31	25	25	-do-
Settlement of	26	26	-do-
		PART IV.	
9 & 10	27	27	Contains additional provisions for rules to be followed the supply of water in the absence of a written con with the applicant and empowering Govt. to change t irrigation work from which water is supplied.
	28	28	'may be stopped' is substituted for 'shall not be stoppe except'
	(a)	(a)	Same

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
	(b)	(b)	Same.
	(c)	(c)	-do-
	(d)	(d)	-do-
	(e)	(e)	-do-
	29	29	-do-
	30	30	-
		PART V.	
32	31	31	Same
32(3)k+l.	(a)	(a)	'or soil, or displacement of labour' -- added,
32(3)i	(b)	(b)	'or stoppage or diminution of percolation, or flo added.
32(2)	(c)	(c)	Same.
	(d)	(d)	Same
32(3)c	(1)	(1)	Same
32(3)d	(2)	(2)	Same
32(3)f	31 (3)	31 (3)	"or for the safety of the canal" is added at end. clause for remission of water rates when all is omitted.

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
32 (1)	32	32	Same
	33		Repealed in Bombay.
33	34	33,34,35	Split up into 3 sections
	35		Omitted
	36	36	Same
	37	37	Same
34	38	38	-do-
35	39	39	Same
38	40	40	-do-
	41	41	Clause regarding interest is omitted
Abatement of land revenue.	42	42	Same
	43	43	Same
		PART VI.	
	44	44	'the Registered occupant only' is added between 'paya by' and 'the person'. Another clause is added empowering the imposition of additional rates - such as owners' rate, position rate etc.
	45	45	Same
	46	46	Same

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
	47	47	Same
	48	48	Same
	49 to 56		Repealed in Bombay.
	57	49	Same
		PART VII.	
	58	50	Same
	59	51	-do-
	60	52	-do- and adds that the provisions of this point apply to any district or part of district purposes provided for in this part.
		PART VIII.	
29		53(1)	
40	61	53	Same
(1-11)	(1-10)	(1-10)	
	62	54	Same
42	63	55	-do-
43	64	56	-do-
	65	57	-do-
41	66	58	-do-

Corresponding Section of the Draft Madras Bill.	Sections of the Bombay Act.	Sections of the Mysore Act.	
			PART IX.
	67	59	Same
45	68	60	Same
	69	61	Same
44	70	62	Same
	71	63	Same
46		64	No suit or application shall lie in any Civil Court for the issue of an injunction to restrain the exercise of any powers conferred by this act upon the Government or any of its officers, Th is a new section.

Additional provisions in the Madras Bill.

Sections of the Madras Bill.	Sections of the Bombay Act	Sections of the Mysore Act.	
17	..	..	Power to levy contribution towards cost of re ing irrigation works serving partly esta and partly Government land.
~~	..	..	Procedure applicable to application for exten and alterations.
26.	..	..	Power to enter upon lands to construct water courses.
27.	..	..	Cost of constructing water courses to be appo ed among owners or occupiers of lands.
36.	..	..	Reference to Civil Court when compensation is accepted.
37	..	..	Procedure to be followed in enquiries into c for compensation.
39	..	..	Special forms of compensation for land requir under the Act.
43-A.	..	..	Penalty for irrigation in contravention of ru

In submitting his proposals for the introduction of the "Block System" of irrigation under the Marikanave channels, the then Chief Engineer (Mr. M. Visvesvaraya) requested Government for approval being given "to frame and bring into force an Irrigation Act on the lines of those in force in British Provinces." Government in approving of the introduction of the system, "sanctioned his proposals in - - their entirety" in their Proceedings No. 1608-12 - 9875-9 dated 5th December 1912 A draft Bill was accordingly prepared in the Public Works Department and submitted to the Dewan on 16th December 1913. The Bill was ordered to be circulated to the First Councillor (Mr. H. V. Nanjundayya) and he was required to arrange for its scrutiny by the Revenue and Legislative Departments. Mr. Nanjundayya remarked on 6th November 1914 among other things,

(1) that the necessity for the Bill had to be justified by more dedetails than those given in the Note of the Public Works Department

(2) that the British Provinces have Irrigation Acts ~~is~~ was no reason by itself for our having one

(3) that if powers ~~are~~ were really necessary for the P.W.D. they ~~may~~ might be conferred by executive orders and rules framed under existing enactments, and

(4) that the Revenue and P.W.D.Secretaries might examine the draft with special reference to his remarks and met him personally for consultation.

The provisions of the Bill were --

accordingly

accordingly discussed, and Mr. H. V. - - Nanjundayya finally noted on 13th January 1916, that a shorter Regulation might be drafted by leaving out all the provisions that are now found in the Land Acquisitio Regulation and other enactments.

The Chief Engineer then returned the file with a note that the provisions were all necessary and that none of them could be conveniently removed.

The Bill was then submitted to the First Member (Mr. A. R. Banerji) who remarked that before passing the Bill the ~~drafts~~ defects brought to notice about the irrigation works generally and the departmental arrangements should be removed that the dual control over irrigation at - - present existing, and the staff employed do not help in improving matters and that they should receive reconsideration. (11th June 1916).

The Public Works Secretary was then required by the Dewan to submit a brief note explaining the scope, objects and the main provisions of the Bill. The Note was prepared and submitted to the Member (Mr. A. R. Banerji) who found the Bill much too elaborate, and the existing irrigation organization defective. He also noted that Mysore was not entirely a - - canal Province and the law to be introduced should be adopted to local conditions after the agency to work it ~~is~~ was provided

provided for on an efficient basis. The Second Member (Mr.K.S.Chandrasekhara Iyer) suggested that the Revenue Commissioner and the Deputy Commissioners might be consulted about the necessity for the Bill and its provisions. In an informal discussion held on the matter, on 3rd August 1916, the Council held that the idea was to make the Regulation applicable to new works of irrigation, and the P.W.Secretary should work up the case with the help of the Revenue Secretary and bring the case before the Council. When the case was brought before the Council on the 10th February 1917, they resolved that the Revenue Commissioner be requested to obtain the opinions of Messrs.Balasundaram Iyer and Mathan submit the same together with his opinion before the end of March. As the opinions were not received, a committee consisting of the Chief Engineer, the General Secretary and the Revenue Secretary was ordered to be constituted for dealing expeditiously with the bill.

The opinions of the Revenue Commissioner and of the Deputy Commissioners have since been received. (The opinions of the Deputy Commissioners of Hassan and Shimoga are reported not to have been received yet.) Of the Deputy Commissioners, all except Mr.Bowring are in favor of the introduction of the Bill, and

the

the Revenue Commissioner thinks that the channel offence rules require modification according to the present requirements, and that as no serious difficulties have been felt till now in the administration of the existing law, it is better to print and circulate the bill to Deputy Commissioners, Assistant Commissioners and Amildars.

REASONS URGED AGAINST THE INTRODUCTION OF THE BILL.	REPLIES ~~XOR~~ TO THE CRITICISMS.
1. The necessity for the introduction of the Bill has to be --- justified by more details than those that are given by the P.W.D.	1. The existing law does not provide for the cases mentioned in the Bill and is thus defective. The construction of two important works like the Krishnarajasagara and Marikanave and the expansion of canal irrigation under them require immediately better provision for their maintenance and regulation, and the existing law based upon the old Chief Commissioner's Notifications which are more than 40 years old is found quite unsuitable and requires modification. Powers to meet extraordinary emergencies are absolutely necessary having regard to the immensity of the public interest involved in the case, and cannot be obtained under executive order or the existing law. The idea is to apply the regulation only to such new irrigation Works.
2. The fact that the British Provinces have Irrigation Acts is no reason by itself for the passing of ~~xh~~ a law in Mysore.	2. That fact by itself is not the chief ground. It is taken into consideration in dealing with --- difficulties arising from the present local conditions and the experience of British Indian Provinces who have dealt with similar conditions must be held to be of great benefit.

3. If powers are really required by the P.W.D.Officers they may be conferred ~~by~~ under executive orders or the existing enactments.

3. The existing enactments do not provide for such cases and powers cannot be conferred under them. Powers are not required for the P.W.D. alone, but also for the Revenue Officers. The object is to safe-guard the irrigation works, and regulate them, and to bring them to a state of maximum efficiency.

4. Certain provisions of the existing Bill are unnecessary -- e.g., Sections 5 to 8,11, 16 to 18, 42 and 43.

4. These are matters of detail which can be considered in the --- Legislative Council or in the Select Committee stage.

5. A shorter regulation may be drafted.

5 A Revised draft is also put up for consideration.

6. Defects brought to notice about the irrigation works generally and the Departmental arrangements should be removed. The existing irrigation organization is defective.

6. These are administrative matters and will be attended to by the P.W.D.

The Revenue Commissioner and the Deputy Commissioners should be consulted.

7. The Revenue Commissioner finds the existing channel offence rules require modification to suit modern conditions. All the Deputy Commissioners (except one) are in favor of the introduction of the Bill. They consider that the existing rules about control of irrigation works are meagre and do not cover many aspects of disputes which arise about claims ~~of~~ to water.

In addition to the points noted about in the replies in favor of the Bill the following points may also be --- considered:-

1. When large works are constructed it is also necessary to provide for measures to prevent accidents in emergencies. The existing provisions in the Revenue Manual does not provide for such cases and suitable Legislative provision is necessary to command labour and materials in such cases. The payment of/highest prevailing rates of wages has been provided for. Though the Madras Presidency has been fighting shy of irrigation Act, it has got this Act on its statute Book for merely 60 years and similar enactments are to be found in ~~all most~~ almost all other Provinces. The provision is also not new in this state. There is an analogy for it in the Tank Panchayat Regulation.

2. There are not sufficient facilities now for any water course being constructed by private agencies. The land acquisition regulation cannot be brought into operation ~~as~~ for the acquisition of lands for a private person even though he pays the cost of acquisition in full. It seems necessary to provide for such cases.

3. The interests of the public have been fully safeguarded by providing for payment of full compensation in case of any injury to their interests and appeals against the decisions of the officers have also been provided for.

List of standing orders on Irrigation

(1.) Tank maintenance Rules —
(G.O. no. R. 5251-61-Agri 626-03-6 & 15th Dec'04)
Pages 697 & 701 of the Rev: Mk

(2) Rules for the punishment of channel offences —
(Notfn no. 326 & 13th march 87
Page 715 of the Rev: mk

(3.) Irrigation disputes come within the cognizance of Rev: Officers.
(G.O. no. 5641-P.746-95 & 18th Dec'95 - Abstracted a page 721 of the Rev: mk.)

(G.O no. 8856-64-Pet. 1183 & 19th march 1898 - Abstracted at page 721 of the Rev: mk.)

(4) Liability of irrigable dry lands to pay water rate.
(G.O. no. R. 375-7-R. 7-99-95 & 19.-7-1902 - Page 289 of the Rev: Manual —)

(5) Regulation of water. Subsidy

Rests with Rev. Officers —
(G.O. no. 8856-64 - Pet 11838
19.3.98) 721 Rev

(6) Opening & closing of sewer channels. — (G.O. no. W.5323-27
760-64 & 24.11.1890 - Page
720 of the Rev. Manl.)

(7) Remission of wet assessment on lands under breached tanks.
G.O. no. 9792-800. Civ 214 &
5th March 1890 - Page 343
of the Rev. Manual.)

(8) Levy of water-rate on wet lands brought under a new source of irrigation — (G.O. no. 16512-21-
R.2029 & 1.4.1893 - Page 287 of
the Rev. Manual) —

(9) Levy of position rate for canal
+B irrigation - (G.O. no R.4934-6-
L.R. 458-05-13 & 10.11.1906)

(10) Levy of water-rate for irrigation from a well sunk in the bed of a stream — (G.O. no. 4934-43-R223
& 21.1.1899 - Page 287 of the R. Manl.

(11) Water-rate for lands irrigated by lift along river channels (G.O. no. 6142-7-892-7 & 15th Dec 1888.- Page 721 of the Rev: Mn.) —

(12) Protection of lands under occupancy from erosion from flowing water — (G.O. R. 9649-L.R. 427-14-2 & 6. 5. 15.)

(13.) Maximum & Minimum rates of daily wages under the Tank Panchayet Regulation. (G.O. no. R. 7739-49 & 8th March 15)

(14) Disposal of grass growing on the rear Slopes of bunds of tanks & channels. — (G.O. no. R6887-96. L.R. 521-06-6 & 27.4.1908 (Page 321 of the Rev. Mn.)

(15.) Levy of water-rate on dry lands irrigated from a govt. source of irrigation (G.O. no R.2844-54 & 27.9.13) L.R 188-13-3

Precis of important ... of G.O on irrigation.

Serial No	No. and date of the G.O or notifn	Brief abstract.
	G.O. R. 6257-61 d 15.12.04 Agri. 626-03-6 PP 709 to 711 & PP 697 to 701. Rev manl.	Lays down certain rules regard ing the maintenance & repair of tanks etc.
	G.O. R 8033-42 d. 11.1908	
2.	L.R. 440-07-2 No. 7023 - Genl 1176 d 17.10.1876 Notfn no. 326 d 13.3.1874 P. 715 Rev manl	Defining the channel offences & prescribing punishments therefor.
3.	G.O. no: 5641-P.F. 46-95 d 18.12.95 P. 721 Rev manl	Stating that the duty of regulate the water supply from a Govt Source to irrigated wet lands, Sircar or alienated, rests with the Executive officers of Govt
4.	G.O. no: 8856-64 Pets 1183 d 19.3.98 P. 121 Rev manl	Directing that local usage be followed in all irrigation disputes
5.	G.O. no. R 375-7-R.R. 99-95 d 19.7.1902. P 289. Rev manl also Chief Commrs proc: no: 2313-R 23. d 4.8.1873.	Directing that irrigable dry lands a liable to pay water-rates, if water is ma available at the cost of Govt, no mat whether the occupant elects or not to it.
6.	Do.	
7.	G.O. D.P.W. No. 6142-7 -892-7-d 15.12.1888 P. 720. Rev Manl	Layng down rules regarding lift irrigation along river channels.

Serial No.	No & date of the G.O.	Brief abstract.
7.	G.O. no: P.W. S 323-27 - 760-64 d 24.11.1890. P. 720 of the Rev manl	Issuing instructions for the opening & closing of river channels.
	G.O. no: 9792-800 - Cii. 214 d. 5.3.1890. P 343 Rev manl	Laying down rules for grant of remission of wet assessments on lands under breached tanks & those whereon crops fail owing to other cause
9.	G.O no: 1100-9-93 d 12.5.1885 PP 285-286 Rev manl	Declaring the liability of inamdars to pay water-rate for the use of Govt water
10.	G.O no: 1657 2-21 - R 2029 d 1.4.93. PP 286-287 of the Rev manl	Declaring the inamdar's liability to pay a proportionate cost of repairs executed to the old source of irrigation
11.	G.O. no: 4934-43 - R 2235 d 21.1.1899 P 287 Rev. manl	Prescribing the rate chargeable on lands irrigated from wells sunk in the beds of small jungle streams
12.	G.O no: R 4934-6 L.R 458-05-13 d 10.11.1906 (flag B.)	Directing the levy of a poisson rate on lands under the Marikanave Res.....
13.	G.O. no: R9649 L.R. 427-14-2 d 6.5.15. (flag D)	Denying the liability of Govt to maintain the banks of a stream etc against erosion, river-side lands being ...t to such natural risks

Serial no	No & date of G.O.	Brief abstract.
14.	G.O. no: P.W.D. 3-7-33-37D 4.1.06 flag F	Directing the maintenance of certain branch or minor river channels by the raiyats.
15.	G.O. no: R 2844-54 LR 188-13-3 d. 27.9.13. flag L.	Amending Rule 33 of the L.R. Rules regarding the levy of water-rates on drain lands irrigated by a Govt. Source of Irrigation
16.	G.O. no: 3035-43-Pet. 452. d 11.10.1900. P. 704 Rev manl	Defining the procedure to be followed by the Rev Authorities in the case of tanks which have not been brought up to standard & handed over to the raiyats for maintenance.
17.	G.O. no: R 22873-81 R.A. 286-92 d 22.6.1894. P. 704. Rev manl	Issuing instructions in the case of restoration of tanks above railway lines
18.	G.O. no: 3036-43-Pet 452. d 11.10.1900 P 704. Rev manl.	— Do. — in the case of tanks in a series.
19.	G.O. no: Comp. 1382-90 d 1.10.1888 PP 721-722 Rev manl	Directing the levy of acreage contributions besides water-rate or cess in the case of irrigation works 10 yr new & extension and

Serial no	No. & date of the G.O.	Brief abstract.
		improvement of old works) which are likely to cost over Rs 25,000 or which is an extension of a river channel.
20.	G.O. no: D.P.W. 1769-89-320-40 d 1.4.1892.	Issuing instructions regarding the construction of irrigation works costing less than 25,000/Rs & the recovery of contribu. tions ~~direct~~ ~~publishing~~ ~~in respect thereof~~
	P. 723. Rev manl. & G.O. D.P.W. Cir. No 47-d 15.6.1894.	

Serial no:	No & date of the G.O.	Brief
21	G.O No. 16512-21 / R 2029 d 1.4.1893 flag O.	Explaining the principles on which water-rate or contribution is levied from inamdars taking Govt water.
	G.O.No. R 2635-8 / L.R 236-97-21 d 15.11.12 flag T.	Passing orders on the claim of the Sivasamudram Jahgeerdar for exemption from payment of contribution & water-rate on the Inam lands in his village Belakavadi in the Malavalli taluk.
23	G.O. no: R 4706-9 / LR. 143-09-6. d 16.2.11. flag S.	Passing orders regarding the recovery of contribution from the holders of Devamba Agrahar Inam village, the raiyats holding lands therein & certain other inamdars towards the cost of reconstruction of the Hemagiri Anikat & the improvement & extension of the Hemagiri channel
24	G.O. no: R 7671-2 — R.M. 66-08 d 5.3.15. P 51. Rev manl Supplement No II.	Passing orders regarding the recovery of increase contribution water-rate etc from the raiyat in inam villages under Govt management.

A perusal of the G.O's refd to above make it clear that Govt can interfere wherever tanks, whether in Sircar or alienated villages, are not maintained in a state of efficient repairs, close attention being paid to the restoration of tanks situated above railway lines or in a series with a view to ensure safety as far as possible

Power of Govt to enforce maintenance rak.

Secondly, Section 53 of the L.R Code. Power of Govt to recover water-rates or wet-assessment.

Govt can levy water-rates for the use of water supplied from a Govt source of irrigation constructed or improved at the expense of Govt from the holdings lands whether Sircar or inam, provided however that in the latter case such lands are not entitled to free irrigation. They can also recover wet-rates in the case of irrigable dry lands for the available water, whether the holder thereof elects or not to use the water.

Thirdly, It appears lawful for Govt to recover contributions ~~for~~ the with by compulsory processes for the construction

of, or extension of repairs to, irrigation works

Power of Govt to levy contributions in the case of irrigation works.

– costing above Rs 25,000, for the use of occupiers lands likely to be benefited thereby, no exception being made in the case of inam lands; but there is no authority for compulsory levy of contributions in the case of other works, unless they are promised voluntarily, in which case they should be paid down before commencement of the work for which they are intended.

Power of Govt to grant remissions of water-rates or wet-assessment

Fourthly, Govt can under certain circumstances grant remission of wet-assessment or water-rate, as the case may be, in the case of breaching of tanks or others, when crops fail owing to scarcity of water.

As regards the question of Govt interfering with irrigation rights without following the provisions of acts in force, attention is invited to a case reported in 28 Bom. L.R. 110 (P.C.), where it was held that a natural Stream, though its flow of water be in part derived by percolation from a canal to which the Bombay Irrigation Act had been applied, is not still a canal until the Governor in Council applies provisions of Sec 5 thereto & that the canal officers could not stop the

flow of water in the stream to the prejudice of the riparian owners. (The powers of Govt officers are also discussed in the judgment).

In another case, (Narayan v Keshav reported 23 Bom at P 506), where the jurisdiction of the Mamlatdar under Sec 4 of Bom Act III of 1876, was in question, it was held that the question as to what constituted an unreasonable diversion of the water in a natural water course so as to disturb the use of the lower riparian owner was one of fact which the Legislature empowered that officer to decide.

In a third case (Babaji Ramji v Babaji Devji, vide 23 Bom 47.) of more or less similar facts, where the jurisdiction of the mamlatdar under the Act III of 1876 to determine questions arising between riparian owners as regards the quantity of water that each can take was at issue, it was held that he had no such power under Sec 4 & that the injunction granted by him was illegal.

In Balvantrao v Sprott, 23 Bom 76, the mamlatdar's jurisdiction to take cognizance of a suit against officers of Govt (Irrign Dept) was upheld but his power to inquire into matters not covered by the issues laid down by the Act (III of 1876

itself was negatived.

It was also held that the Irrigation Dep has no power under Bom. Act VII of 1879 to erect a dam across a stream or water course on the score that it derives its supply of water by leakage from an irrigation Canal & that Sec 48 of this Act only gives the Departmental officers the special right of levying a water-rate on land which benefits by such leakage.

Reference is also invited to 22. Bom 377 where the legality of levy of water-rate & the jurisdiction of civil courts in the matter are discussed (Sec 48 of the Bom Act VII of 1879)

Balvant G. Oze v. Secretary of State for In

A few Mysore Chief Court Reports have been examined. There seem to be no cases in mysore where the interference of Govt in irrigation disputes has been questioned in courts of law.

TBS
9.6.16.
9/6/16

dlsn
9.6.16

Matters Objections

1) There is at present no machinery to determ the claims & objection of parties affected Rs & liabilities of persons interested in distributary channels are not well defined & regulation to consolidate & improve the existing law is really required

2) Existing canal & works to be noted

3) Statement of objects & Reasons should be more complete showing P. & E. percolation & leakage rate

4. S. 3. Canal is defined to include reservoirs canals must be subordinate in importance to Reservoirs "Irrigation works" may be used throughout for "canal

5' cl. 5'. Additions proposed are necessary

6. 10. " not supplied with water from a Canal and not adjacent to a flood embankment." should be omitted

11 Object not clear It does not say clearly the Rights of the public but only that of Govt to necessity for a provision like this

12. Party should be given an opportunity to explain.

18 "for publication on such land" unnecessary It is the duty of the Canal officer & not of the Dy Comrs to publish the notifn. on the land.

19 Dy. comrs. must be enabled to acquire thro. a Asst. comrs. "Dy Comrs" include "Sub-Divisional

Precis of action taken & opinions recorded in respect of the Irrigation Bill.

Govt. of N.W.P. No 1608-12

Govt. of U.P. 5-12-12

passing orders on the Remedial measures to be undertaken for securing the maintenance of Reserve more useful Govt approved of the proposal to introduce in Irrigation Act on the lines of those in force in Bo Deccan

The draft of a bill was accordingly prepared in the P. W. D. and was asked to be submitted to Govt. by Mr. H. L. Dennis by the end of 1911 — members of Council for securing

6. The Commissioner remarked among other things

1) That the necessity for the said bond to be justified by more details than those given in the note by the P. & D. as greater powers, if required might be given by executive orders or Rules made under the Revenue code or other existing laws.

2) That there are sufficient powers under the Land acquisition Act to acquire land or water standing on lands for making canals reservoirs, water courses etc and Clauses 5-8 & 19 of the Bill would be unnecessary

3) Executive orders would be sufficient in respect of clauses 9, 16-18 and 20.

4) Settlement of disputes in regard to water courses

legislation was necessary

Clauses 21–26 would do

5) That all matters
contained about water
Rate & taxes assessment
might be provided for
in the Revenue Code
& Rules

6) That it was doubtful
whether there was any
need for legislating for
compulsory labour
as the authorities were
always ready to pay
the highest rate in
vogue

This memorandum applies
also to the provisions
of the Regn. in the
P. W. & Rev. Secretaries
ordered in 1861/116 that a shorter
Regn. might be drafted
leaving out all the
provisions that are
found in the Land
Acquisition Regn. vide

after further examination
of the provisions of the
Bill observed ~~considered~~ that
the provisions considered
by Mr Ramjundaiza
as unsatisfactory were
quite necessary.

On the 5th going
to the 1st member
(now Seven) as
pieces of existing
orders & rules ~~were~~
in matter law & matter
case were asked to
be prepared. A piece
as not been received
put up & and the Rev. Reg.
(most of the orders being contained in chaps. (Leg the Rev. Comm)

Mr Ramjundaiza Leger noted
that in a few cases
from Mauritius Ord. it was
found That the provisions
of the Land Regulation
Regs were not sufficient
for the purpose of acquiring
for land for excavation
of channels as the cost

acquisition [illegible] is to be borne by the owners of the L [illegible] & not by Govt

When the bill came up for 1st reading the file was [illegible] remarked that before the passing the Bill into Law the defects brought to notice about irrigation heads and the Department arrangements should be removed so that the dual control over irrigation works should receive re-consideration

The Dewan ordered a brief note to be prepared by the P. W. Secy. & the question brought up in Council for preliminary discussion.

At the Council meeting on 1st July 1916 the Bill was explained by the Secy

at meeting after hearing
been shown to the first
member who when
the file went to him
~~observed~~ remarked
that the Bill was much
too elaborate, that the
existing irrigation
organisation was
defective, that Bombay
was not entitled as
a Province and that
the law should be
adopted to local conditions
after the agency to work
it is provided for
on an efficient basis

Mr. Chairman Mr. Lyer suggested that the Rev. comm. of the Bombay Govt might be consulted about the necessity for the Bill In the next meeting the P. W. Secy was asked to take the file to 1st member towards end of March

was to apply the Act to new works of

Utilization

The P. O. Dept in consultation with the Rev. Serv. collected information as regards the existing rules on the subject & was of opinion that the existing rules did not meet all the points provided for in the Bill that there were considerable differences in working the present rules and that they were scattered in several manuals & code & such not easily ascertainable

The Rev. Commrs was asked to obtain the views of Mr Bateson Underwood & Co & matters on the Draft Bill & forward

In the meantime a committee consisting of the Chief Engr. Irrl Secy Revenue Secy & Asst. Secy Judl. Dept. (as Secy to the Committee) was appointed to consider the Bill and submit a report with definite recommendations

Mr. Balasundaram Iyer was opinion that the rules relating to the control of irrigation works were very meagre and did not cover specific by the matter which form the subject of disputes between ryots or which require control and regulation that the Bill was comprehensive & scanned suitable

Mr. Matthews was of opinion that special legislation was necessary in respect of large irrigation

Rules were contiguous
Deficient and
that a Resolution to
Consolidate with those
the existing laws was
necessary.

The Rev. Comm. was
of opinion that there
was need of
adequate Supervision
& that the Rev as
its appointed to Chaml
Investigation was not
called for as no
serious difficulties
had been felt and
suggested that the
Bill might be
printed & circulated
& Dy. Comm. &
Selected Asst. Comm
of Archdeacons

The Committee
after conversing
the Bill send up
a revised Bill on
Bombay

Education (Mr. [illegible]
suggested that this
Bill might be
published in the Gazette
to elicit public opinion

When the file was
sent up to the Dewan
it was at the time
when Sri M. Visweswaraya
laid down his office
and he appended a
minute of dissent - the
file to the Ag. Dewan
with the suggestion that
the Bill might be considered
in Council.

In the course of his
minute Sri M. Visweswaraya
has remarked that - clause
4 (3) of the Bill providing
for compulsory education
though :- may seem
drastic is quite necessary
that rules under the Act
should be formulated, that

the Lawrence and Vedavati valleys and as an exceptional measure on any important tanks, that the Regn. may be extended to larger tanks. Vidhuvalley as trained establishment becomes available the Regn. being worked by the Executive Engr. in charge all other works being treated as 2nd class irrigation works & left in charge of Revenue officers and that in the early stages of the application of the Regn. one high officer of specialists in Irrigation assisted by a committee of 3 persons may be held responsible in disposal of all

appeals against the decisions
of the irrigation officers

The following were
the members for
the discussion of the
matter with the Chief
Engr. before consideration
in Council

After discussion
it was suggested that
the Regn. might be
restricted in its application
to irrigation in the
Pemberton valley and
that the Rev. Commr.
might be consulted
then action taken
in the Legislature next

The Rev. Commr was
agreeable to the adoption
of the Regulation on the
understanding that it
should be restricted to
the Pemberton valley
& he also suggested that
the Bill might be

me to criticisms &
Remarks Thereto on
each Clause of the Bill.

The Bill was next
printed under the
orders of the Chief
Secy. and by the
time the Printer copy
were got the P. W. Sec
wanted the Bill &
the connected papers
for reference in Connection
with the deliberations
of the Reclamation
Committee.

Please see here. Their
decision of a copy of
which I forwarded
available — No
record. Please

After return of the
file it was Submitted
to the 4th Member
of the Board.

The 4th member
before the file was
to him has remarked
that the utility of
the measure is doubtful
as most of the
provisions are borrowed
in existing Act

Regional as drafted in 1. W.D.
The Bill has undergone
one or more alterations
both in regard to matter
& arrangement of
clauses in the hands
of the committee appointed
in 1911. The ~~has~~ the
Boundary Delineation
Act has been adopted
as the model

The Mauritius
Delineation Bill
was first introduced
in 1914 but was
~~with~~ withdrawn after the
~~to~~ outbreak of the war. But
it does not
seem to have
~~to~~ been later
~~on~~ as appears

neral and Revenue Secretariat

File No 32-31

f 1931-32

Serial No.

The draft bill with the connected papers have been sent to the Press for being printed as per orders of the Government in the Council Resolution. The Revenue may perhaps be informed that necessary action is being taken

20/10

Yes 25/10

Draft sent

20/10

C 28 & 26-2/795

19.7.26

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

DEWAN'S OFFICE.
Received on
19. JUL. 1926
Reg. No. 412

A draft official memorandum submitting the Committee proposal to be submitted to consider measures necessary for regulating the drainage water in tanks and also to suggest the best methods of utilising the arrears main Irrigation cess as suggested at the Deputy Commissioners meeting is submitted for consideration

EDS
19.7.26

Dewan)

19/7

Mr. Cracknell & the Members of Council & Registrar as a Member of Council

19.7.26

B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

830/22/7

C.C. Branch

C 28

General and Revenue Secretariat

Official Memorandum constituting a committee for examining certain points in regard to the present Tank System of Mysore—

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circlated to the Members of Council at headquaters and then sent to the Secretariat coneerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness' orders before /after issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Government.

Through the Secretary to Government,

.....Department.

3) Received. Note. Is 000 not 9 Subjects for Govt, para 4 of the also to be omitted?) Lee 3/8

1346/3/8

FIRST MEMBER OF COUNCIL.

SECOND MEMBER OF COUNCIL.

~~EXTRA MEMBER OF COUNCIL.~~

4) Submitted The 1st suggests certain changes in the Office Memorandum. Necessary action will be taken if approved.

Please take action 4/8

5) Devaswoms approved by Govt. 4/8. Vide minutes of Devaswoms Committee

NOTE- Contn. sheet.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Official Memorandum constituting a Committee for examining certain points in regard to the present Tank System of Mysore.

Order.

7)

~~KRM~~

2/8/26

8)

Secretary

R
2/8

Submitted to His Highness.

I submit for His Highness's information an Official Memorandum constituting a Committee for examining certain points in regard to the present Tank System of Mysore, which has been issued after consideration in Council.

Bangalore,
31st July 1926.

Mirza M. Ismail

Subject. -

Draft Official Memorandum re. the constitution of a Committee for examining certain points in regard to the present Tank System of Mysore.

...

OPINION OF THE COUNCIL.

9)
A draft official memorandum as approved in Council is enclosed

29.7.26.

Brief Secy with comments

10)
Draft as now revised may be approved for issue

31/7

11) app
31/7

12)

Serial No.

13) Subd
Necessary instructions have been given to the Press to make the necessary alterations when printing it in the gazette as per orders of the Rev. Secy. A draft O.M. is subd for to inform the mover approval.

Rev. Secy

4/8

a/pw
4/8/26

4/8

11 O.M. No. R 749-53 dt 5.8.26 to Members of the Committee.

Certain ~~the correction~~ certain assurances sought:

~~Letter Rol 1926 Rule 16 Proof of the Red Cross~~

14) A draft reminder is subd as directed in person

Draft revised.

16) Please put up a typed draft.

A typed draft is subd

17) The report (according to the G.O., R V) is due before the end of this month.

18) a draft D.O. letter to the R.C. (as per instructions) is put up for orders

Rev. Secy

a/pw

Issued 24/8

NOTE—Contn. Sheet

~~Draft~~ Revised draft has been approved

WD 01229—GPB—37,500—1-26

App. F. III—21

General and Revenue Secretariat

GR File No. 98 of 1926.

Serial No.

DEWAN'S OFFICE.
Received on
27. SEP. 1926
Reg. No. 28641

Letter No. C 3256/25-26 dt 20.9.26 from the Rev. Comr stating that for reasons given, the time for sending up the proposals of the Committee may be extended to the end of Dec. 1926.

21) Subs for orders, on the perusal and
Pes 24/9/26. extension of time, up
WW 24/9 to the end of 1926, requested
for reasons given
Rev. Secy

26/9.

22) The Irrigation cess committee want time to submit their final report till end of December 1926 as a detailed consideration of the Irrigation bill is required to ~~submit~~ their may be approved

CRR
27.9.26

Dewan)

23) appd
27.9.26

24) draft
ers
28/9 28/9

25) Draft subd
Pes 2/10.
WW 2/10

26) Issue
Dnd
11/10

R. 2264 dt 18.10.26 to Rev

Subs till 15th Jan 27. (14.2.27)

Extension of time

IN MYSORE.

Camp Mysore,
Bangalore, 15th October 1926.

No. C.3256/25-26.

FROM

C. S. BALASUNDARAM IYER ESQ., B.A.,
Revenue Commissioner in Mysore.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Camp Mysore.

DEWAN'S OFFICE.
Received on
16. OCT. 1926
Reg. No. 2869

Sir,

Adverting to Government Order No.R.632-6/L.R.91-26-1 dated 31st July 1926 constituting a Committee for considering certain points in connection with the improvement of tanks etc., I have the honour to suggest that Mr. K.V. Anantharaman, Deputy Commissioner, Tumkur District, may be appointed as an additional member of the Committee.

2. Mr. Anantaraman has studied certain irrigation questions in the Tumkur Di[illegible]t and I am of opinion that his experience and views will be of value to the Committee.

3. I request very early orders in the matter, so that Mr.Anantaraman may attend the next meeting of the Committee proposed to be held, here at Mysore, shortly.

I have the honour to be,
S i r,
Your most obedient servant,

C S Balasundaram Iyer
Revenue Commissioner.

Serial No.

32) The time fixed for submission of the proposals of the committee is past. A draft reminder is subd

Reg 2/4 HMK 22/4

33) /Issue

Sent

RM 4718 dt 3.2.27 Reminder issued

0804 20/4

Letter No C 3258 dt 12.4.27 from the Rev. Comr forwarding the proceedings of the meetings of the Committee so far held which met thrice & stating that they expect to be able to submit definite proposals re: Irrigation bill early.

34) Subd for perusal.

Reg 16/4 AHG 16-4-27 Fresh Member

16/4.

35) Draft proposals should be subd in time for being presented at next DCA

Lee 21/4/27

36) Draft Khan

21/4

Draft subd

Reg 22/4 WWS 24/4

37)

Sent Back WWS 24/4 15.5.27

WWS 24/4

NOTE—Contn. Sheet

The Draft is to be.

General and Revenue Secretariat.

LR File No. 98 of 1926..

Serial No.

Letter No. C 325 dt 23.2.28 from the Rev. Comr. stating that the Committee appointed in G.O. dt 31-7-26 met on two occasions & submitting copies of proceedings of the meetings together with a copy of the Irrigation Bill as approved by the Committee.

2) Besides the four items referred to the Committee in G.O. dt 31-7-26, other subjects viz. 1) Tenants' responsibility for maintaining channels (2) Weed-clearing in channels, whether it is the duty of Govt or of the ryots & (3) demarcation of Nikkals were also referred to them for opinion. The opinions of the Committee on all these subjects are contained in their proceedings of the 3rd. meeting. In addition to the subjects referred to them the Committee of their own motion took up for consideration the question of the construction of Sapavali bottus. Their opinion is contained in the last para of the proceedings of their 3rd meeting. This is also a subject for discussion at the ensuing meeting of officers on the 26th instant.

Before sending a bill

These subjects have been separately dealt with Y

NOTE—Contn. sheet.

WD 0321--GPB--60,000--24-5-27

General and Revenue Secretariat.

LR File No. 98 of 1926

Serial No.

to the Protection Branch the draft Bill may perhaps be sent to the Ch. Engr (he is not a member of the Committee) for remarks if any. Orders on the ~~other~~ subjects not ~~referred~~ included in the Bill may perhaps be issued. Submd. for orders.

25/2

Chief Secy

27/2.

CHIEF SECRETARY. 27 FEB. 1928

25/2

40) The most expeditious method of dealing with this matter appears to me to send copies of the Bill simultaneously × to the P.W.D & Law Depts. After this is done, the policy underlying each chapter should be examined in the Rev Secrt with reference to previous history and parallel legislation elsewhere

× Separate to Mr Bhore & to Mr Schachan

RLL 1/3.

7183/27

41) After perusal, action will be taken as above and the file revised, as quickly as possible, with an ~~more~~ exhaustive note

RLL 1/3

42) First Member I agree (please see above)

2/3/28

NOTE—Contn. sheet.

WD 0324—GPB—60,000—24-5-27

2/3

General and Revenue Secretariat. | File No. | of 192

Serial No. R7141 Dt. 14.3.28

Draft Irrigation Bill

(1) Forwarded with compliments to the Chief Engineer in response to favour of yours

By Order.

Mhd Rahim
Chief Secretary to Govt

Subdr
Bombay 15/3/28

15.3.28

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

U. O. 133 & 30.3.26

Serial No. 44)

Rec'd 31/3

Returned, with compliments-

Section 28 appears to provide for the - - - customary maintenance of tank bunds by the Atchkatdars, and the Irrigation Bill will have to be made -- applicable to all tanks major and minor-

Section 15 provides that when an irrigation work does not contain sufficient quantity of water in any particular year, the Irrigation Officer can regulate in such manner as he deems fit, and in ---- cases of lands not supplied with water half the --- assessment has to be remitted. In my opinion this introduces a condition which will greatly affect -- the interests of Government. The assessment fixed under tanks for a fixed period of 30 years is based on -- average conditions of supply, good, indifferent and bad, and unless lands suffer continuously for want of water, remissions are not granted. In case the above is passed, it follows that wet assessment has to be increased. This cannot be done in case of settled tracts. It can only apply to New Irrigation Works where water rates are fixed on a - - - different basis from what is done under tanks. modification seems necessary-

Section 35.- It is necessary to provide for penalty to the whole atchkat under a channel sluice when an offence, such as, breaking the sluice or

WD 895—GBP—5000—31-8-28

Serial No.

tampering with it is committed, and when it is not ---- possible for the Irrigation Staff to find the ----- culprit-

CHIEF ENGINEER OF

T.R.S.

WD 895—GBP—5000—31-8-28

General and Secretariat. | File No. 11 of 192.

Serial No. R7140 31.12.28

Draft Irrigation Bill.

(45) Forwarded with compliments to Mr. K. R. Seshachar, Chief Engineer K. R. S. for favour of opinion

By Order
Asst. Secretary to Govt.
for Chief Secretary to Govt.

C. No. 21 of 31.3.28 (46) Returned with Compliments.
No remarks. It is presumed that this act will apply to all works of the class K. R. S. works for which a special act should be passed.
K. R. Seshacha
30.3.1928
Chief Engineer, K.R.S.
30/3/28.

NOTE—Contn. sheet

General and Revenue Secretariat. | L&R File No. 98 of 1926

Serial No.

47) Copies to the Chief Engr, Mr. K. A. Seshachar & the Law Secy put up for signature as ordered in the Secretariat para.

Chief Secy. SS 13/3

MLL 13/3

CHIEF SECRETARY'S 13 MAR. 1928

Copies sent [illegible] 7140-2 dt 14.3.28

48) This subject was referred to during the interview of the Revenue Commissioner with the Dewan and the Second Member of Council. It was ordered that the general principles of it at least should be ready to be placed before the next meeting of the Representative Assembly. A/s Rev may please put up a brief statement of the principles

MLL 16/3

50) Mr. P.S.S. To draft it within 10 days SS 17/3

NOTE—Contn. sheet.

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat.

1 R File No. 99 of 192[illegible]

Serial No.

Cs. Please get typed as we are late for mtg

9/8

51) A draft of a Statement of objects & reasons for introducing the Bill is put up for consideration. The opinions of the Chief Engr (Irg) & of the Chief Engr R&B. are contained in paras. 44 & 46 of the note abv.

52) Govt in their order no. R 632-6/DR. 91-26-1 dated 31st July, constituted a committee with the D.C. as Chairman, with the following terms of reference.

(a) Regulation of water supply in tanks & channels to avoid waste and to ensure its full use for purposes of Cultn.

(b) The ... of the Irrigation Bill

(c) Examn of the provisions of the Tank Panchayet Regulation & the suggestion of changes necessary

(d) The utilization of the proceeds of the Irrigation Cess Fund in the Madras for the repairs & Cultn. of roads.

53) Besides the main terms certain other subjects of a minor character like 1) Peons' responsibility.

May M

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

General and Revenue Secretariat.

File No. 58 of 1926.

Serial No.

Hays. T.D. & C.

for maintaining channels 2) head clearing in channels the responsibility therefor & 3) the demarcation of Likkas were also referred to them for opinion for the better conservation of the Canals

54) The Committee have held five meetings, Vide Resolutions dated 8th/12th April 1927 & 23rd Feb. 1928. At the first meeting the question of the revn. of the T. D. Regn. was taken up. Certain amendments were discussed & approved (Vide Proceedings) At the 2nd meeting the proceedings of the first was confirmed the preliminary material necessary for the Canals & Irrigation Bill was discussed At the third meeting, the main questions referred were discussed The main question of the utilization of Irrigation Cess for roads in Malnad was also discussed to decide a course of action. Besides the Committee of their own motion discussed the question of Siguvali Kattu (Vide proceedings) The legislature about the Irrigation Bill was also discussed then

Hays V & K.

Hay V. Enclosure.

Hay V. page 4 of enclosure.

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

General and Revenue Secretariat.

File No. 98 of 1926

Serial No.

Flag K
Enclosure
Page 1 of 2

At the 4th meeting the Irrigation Bill as well as the supply & water rights & channels was discussed along with the question of wide clearing channels (Vide Proc 5) It was resolved that a revised draft of the Bill incorporating the changes suggested by the Committee together with a statement of objects & reasons should be prepared. At the fifth meeting, the proceedings of the 10th last meeting were read and approved & the final draft of the Irrigation Bill was approved also (Vide Proc 5). The Select Committee's statement of objects & reasons is flagged

Flag L
Enclosure
Page 1

Flag. V
Page 11

55 Sept is answered

Regarding that the Irrigation Bill proposed applies both to canals & the major & minor it may be stated that the first three lines of reference as answered by the Bill is accepted and passed into law.

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat.

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Serial No.

portuguese. As regards the
first head of reference the
committee are of opinion that
as a general rule, it is not
desirable to divert the irrigation
cess to any other purpose than
that of repairs & restoration of
tanks even in the Malnad.

Vide Proceedings
May V. enclosure
page 3.

5b) Coming now to the
proposed Bill itself a draft
of the statement of objects &
reasons is put up as annexure
for Consdn. The opinion of the
Chief Engineer is given in para
4 of the notes. He has
raised three points. 1) Sec. 28
which provides for customary
maintenance should be made
applicable to all tanks
major & minor. This does not
seem the meaning as under
the clause of "irrigation work"
all tanks both major & minor
are included (Secs. 3 & 27(i)(b))
& the bill as drawn Consdn.

NOTE.—Contn. sheet

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat.

LR File No. 98 of 1926.

Serial No.

57) The next provisions as regards the remission under Sec. 15 in the absence for supply of water from the irrigation work due to deficient storage. This is clear from what the Ch. Engr states. Also for Consdr The next point is about by the Ch. Engr calling the whole attention responsible, suitably modifying Sec. 35, for mischiefs done in irrigations Can the culprits go undetected. This is for a punitive charge -ter. This is also for Consdr

58) The Chief Engr KRS states that he has no remarks to offer beyond saying that a special act will have to be passed to cover the KRS. works.

59) The Law Secy's opinion is not on record. The typed draft of the statement of objects and reasons is accepted before for Consdr as ordered

CHIEF SECRETARY, 9 AUG. 1928

Ch. Secy 9/8/28

NOTE—Contn. Sheet.

01714—GPB—30,000—18-4-28

General and Revenue Secretariat.

File No. 58 of 1926.

Serial No.

60) The draft Irrigation Bill prepared by the Committee reproduces for the most part the existing law and usage regarding irrigation. Some of the new or otherwise noticeable features of the Bill are referred to below:--

61) Provision is made in Chapter III for the construction, alteration, improvement, etc. of water courses or hikkals and power is taken to acquire lands compulsorily under the Land Acquisition Regulation for this purpose. These provisions are necessary and likely to be useful.

62) Chapter IV contains pr
an Irrigation Officer to regulate the supply of water with reference to the quantity available. If any land assessed as wet is not supplied with water for irrigation, the holder of such land will be entitled to remission of half the assessment on such land. This practically concedes in full the demand made from time to time in the Representative Assembly for the liberalisation of the Remission Rules.

63) A new and elaborate procedure is laid down in Chapter V for the construction and maintenance of irrigation works on special terms. When a scheme is sanctioned under

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

General and Revenue Secretariat. | File No. 58 of 1926.

Serial No.

this chapter, with the consent of the holders of two-thirds of the benefitted area, Government may

(1) compulsorily collect contributions on the whole atchakat,

and (2) levy a water rate which shall be liable to periodical revision at intervals of not less than ten years each.

These appear to be necessary provisions as most of our larger irrigation projects cannot be carried out without levying contribution, the payment of which is at present voluntary.

64) The chapter has to be slightly amplified by the insertion of clauses (similar to those contained in the Minor Tanks Regulation) providing that contribution shall be deemed to be a "rate" within the meaning of Section 219 Land Revenue Code and that it may be recovered in 5 to 10 annual instalments.

65) Chapter VII treating of customary labour is calculated to remove all doubts regarding the statutory validity of the amendments made from time to time to the Tank Maintenance Rules of 1873.

66) Clause 27 (ii) enables Government to levy an acreage cess, in lieu of customary labour, without obtaining the consent of the

NOTE—Contn. Sheet.

01714—GPB—30,000—18-4-28

General and Revenue Secretariat.

File No. 57 of 1928.

Serial No.

landholders, which, under existing law, is indispensable for the levy of such a cess.

(7) Clause 31 may be deleted as it seems to conflict with the previous clause (30) and leaves it in doubt whether the Patel can, of his own accord, employ hired labour, in case of default or requires the sanction of the Irrigation Officer to do so.

(8) In the original bill certain consequential amendments to Land Revenue Code were also contemplated. It is not understood why these provisions are omitted in the present Bill. The Law Department may examine this point.

GENERAL

(9) The bill is liable to the criticism that it is not comprehensive. Obviously it is not intended to supersede either the Minor Tanks Restoration Regulation or the Tank Panchayet Regulation. On the other hand, the Tank Maintenance Rules and the Channel Offences Rules are to be repealed. Clause 2 of the Bill (repeal clause) is general in its terms and may possibly suffice for the present. But eventually a comprehensive Regulation including all the extant provisions relating to Irrigation works may have to be attempted

(10) The principles of the bill as explained in

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

General and Revenue Secretariat.

LR File No. 58 of 1928.

Serial No.

This statement will be amplified giving previous history of the question

the Statement of Objects and Reasons may be placed before the Representative Assembl and the minor changes proposed above may be approved.

1) The recommendations of the Committee in so far as they are not embodied in this Bill will be separately taken up for orders.

28/8

(Leave Member)

2) The two points referred to in Mr Khare's note require consideration. The first point re remission of betterment assessment raises a large question of policy & has to be considered in Council. As observed by Mr Khare the present provision appears to be too wide. It seems to me that Govt may well sanction some revision in the interests of the efficient use of water, as when the tank receives say 1/2 or 3/4 of supply, not enough for the whole atchkat but which if properly used can benefit a large part of the atchkat. But what if the tank receives a little or no supply? Why should Govt refund to remit half the betterment assessment on the whole atchkat.

3) The 2nd point raised by Mr Khare should be provided for. I agree with other suggestions of the Committee

OFFICE OF THE SECOND MEMBER OF COUNCIL
28 AUG. 1928
No. 1672

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

General and Revenue Secretariat.

LR File No. 98 of 1926.

Serial No.

DEWAN'S OFFICE.
Received on
6. SEP. 1928
Reg. No. 1323

74) May be conveyed in Council

Dewan)

Nil
4/9
NS
4/9

75) Yes
7-9-28

76) circulate for record
Nil
7/9

NOTE—Contn. Sheet.

Subject:- The Mysore Irrigation Bil

OPINION OF THE COUNCIL.

77) Bill and connected papers may be printed and circulated to Members of Cl for consideration at a meeting of Cl

15.9.

78) Mr. P. S. N. please bring up

15/9

General and Revenue Secretariat

I R File No. 58 of 1926.

Serial No.

79)

Subject as noted in the previous page. The following papers may perhaps be printed

(1) G M No 632-6/D 31.7.26 appointing the Committee

(2) ~~Appointment~~ ~~G.O. D) 17.10.26 appointing Mr K.V. Anantaraman as additional member~~ omit D 15/9

(3) Rev Com's letter D) 12th April 27 with its enclosure, (Proceedings of the 1st & the 3rd meeting of the Committee)

(4) Rev. Com's letter D) 23rd Feb 1928 with its enclosures, the proceedings of the 4th & 5th meeting of the Committee

5). Statement of Objects & Reasons

(6) Draft Irrigation bill.

80) Issues

15/9

81) Yes

82) Subject

A draft to the Secretary of Govt Printing is put up 24/9.

21/9/26

83) Issue

26/9

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

2-/ issued 28/9/27

Yes Register 11/28 Govt Sec Printing for certain books therein noted & forwarded to

OFFICE OF THE RY. 18 SEP. 1928

General and Revenue Secretariat.

File No. 48 of 1926.

Serial No.

84) ~~Copies~~ Printed copies of the Irrigation Bill with the connected papers have been received from the Press & are herewith put up. The may be ~~submitted to Hd~~ sent to the C B Branch for submission to Member for Council as per comm resolution at para 77. subject.

DRS 11.

C.B) 13/11

Subs to Chief Secretary before Circulation for Consideration at a meeting of Council.

16/11

& copies retained in Branch.

CHIEF SECRETARY 15 NOV. 1928

NOTE—Contn. sheet.

C 101.

Subject:-

The Mysore Irrigation Bill

.....

OPINION OF COUNCIL.

Provision may be made for making the maintenance of restored tanks by ryots compulsory.

Section 15 may be modified so as to give some option to the Irrigation Officer in the matter of regulating water and grant of remission of assessment for non supply

A provision similar to section 72 of the Bombay Act of 1923 may be inserted.

The Bill may now be examined by Legislative Dept and brought up at the next session of the R.A

Director Secy with Compts. 7/12

Serial No.

In the first place provision is required to be made for enforcing the maintenance of unrestored tanks. The Tank Panchayat Regulation defines the expression 'Restoration' to mean "restoring to an efficient condition a tank which from neglect, accident or otherwise, has fallen into disuse or become untained or less efficient than formerly. Under that Regulation the raiyats can be compelled to execute the maintenance works of such tanks. It is a point for orders whether in respect of unrestored tanks such maintenance works can be imposed on the raiyats. In doing so Govt will be requiring the raiyats to accept certain obligations without corresponding rights. In this connection kind reference is invited to the meaning of the expression 'maintenance' in the Tank Panchayat Regn, which refers to works of petty repairs etc that may be fixed for it after its construction, restoration or improvement etc. Reference is also invited to Para 2 of G.O No R 2315-25 LR 312-28-5 of 30.9.1927. In case such a procedure is required to be adopted, the more suitable heads ..

It is only after the tanks are restored that the question of maintenance arises, and the ryots rather deriving benefit from such tanks are responsible for their maintenance upkeep: Please see para 360 of the Rev Manual.

For restoration also the ryots have to contribute their quota (Vide page 314 of Rev Manual) so no new obligation is imposed.

Chapter VII of the Bill relating to Customary labour provides for the maintenance of all tanks by compulsory enforcement of the responsibility of ryots &c, and it is for consideration if any further provision is necessary.

NOTE—Contn. sheet

Cover the case in question.

Serial No.

may perhaps be in the Land Panchayet Regn of 1911.

The second point is the vesting of power in the Irrigation Officer in the matter of regulating water and grant of remission of assessment for non-supply

"and refer is invited to Cl 15 of the Bill. The Irrigation Officer has under para 1 power to determine the portion to be cultivated under the Irrigation work. But having determined the portion, he seems to have no power to regulate the supply in the interests of some lands only if in course of time he finds water supply to be inadequate for the whole cultivable area. In order therefore to give him this power it seems necessary to add a clause. The following is suggested

Para 9 the clause perhaps suffices for this purpose also.

The "Irrigation Officer", if at any time he apprehends, the supply of water available in the irrigation work inadequate for the whole cultivation, may having to that effect regulate by diminution or stoppage, and for so long as is necessary in respect of any portion under cultivation, the supply

NOTE—Contn. sheet

Serial No.

of water in order to meet in rotation the reasonable requirements of other persons entitled to water supply".

As regards the grant of remission of assessment, the following clause may be substituted for para (2) of Cl 15:—

"If any land assessed as wet is not supplied with water for irrigation, the Irrigation Officer ordering the non-supply may order the grant of remission of the proper assessment to the holder of such land"

The above may perhaps take the place of the Proviso to Cl 15.

In this connection it is submitted that the power to grant remission is with the Govt. It is therefore a point for orders whether the same can be transferred to the 'Irrigation Officer' who according to the definition is of and above the rank of an Assistant Commissioner. The power to grant remissions of assessment has been hereto-fore with the Govt. (vide Remission Rules).

The third point is the addition of a clause on the lines of Clause

The word 'shall' in the first para may be changed to 'may'.

Please see Sec 15 clauses (1) & (2) of the Land Revenue Regn, Calcutta similar provision as in the draft Bill

In U.P. Regn will cease to operate when the proposed Regn is brought into force - vide the first proviso to Cl-2 of the Bill.

Please see para 235 (ii) of the Rev Manual under which Rev Offrs can not grant remissions due under standing orders or rules.

NOTE—Contn. sheet

Serial No.

Clause 52 of the Bill of 1925 re-forms part of the penal provisions (in respect) The new Bill reproduces nearly all the clauses of the old Bill with the exception of clauses 52 and 56

The provision of a clause ~~similar to the clause 52 referred to~~ seems to be necessary and may be brought after the present clause 35 of the draft Bill.

It does not appear necessary to insert any provision on the lines of Cl 56 as it is intended only to encourage intelligence of any damage to Irrigation works being communicated to Govt

As regards the Bill the general frame of the Bill of 1923 has been retained with the exception of Chapter III which has been cut short, details being left to be provided for in the rules

Corresponding clauses of the Bill of 1923 have been noted against ~~them~~ in the margin of the various clauses of the draft Bill. Printed forms

Bill 10-1-29

The draft Bill, ~~typed copy~~ of which

there is

NOTE—Contn. sheet

Serial No.

the typed copy in the bundled file, has already been noted on in that file.

~~Secy~~

Council note of 7-12-28 —

Para 1. — The provision of Ch. VII to be wide enough to apply to the maintenance of unregistered banks.

Para 2. — Clause 15 has been recast.

Para 3. — Clause 36, newly added, provides for this.

The Bill as a whole has also been examined.

Another printed copy of the Bill with the necessary alterations embodied in it is put up.

Secy) 21/1/29.

Have the consequential amendments to the Land Rev. Code been done as required in para 6 & 7?

21/1.

The amendment of S. 53 & S. 114 of the I.T. Code, proposed in the Bill of 1923, has been embodied in Clause 22 of the present Bill. The object of amending S. 3(2) of the L.R. Code proposed in the Bill of 1923 is not quite clear.

NOTE—Contn. sheet

Serial No.

with regard to clause 8 of the present Bill it is not clear whether the elaborate procedure laid down in the Land Acquisition Regulation is intended to be ~~followed~~ applied to the acquisition of narrow strips of land required for bikkals. If, as is perhaps the intention, ~~the~~ the procedure is to be simplified and the jurisdiction of Civil Courts to revise awards of compensation is to be barred, necessary provision will have to be made in the Bill

Secy) 28/1/29

Rev. Dr.)

D. M. & Co. 4/5 6/5

Mr A. S. will kindly bring this in person D. M. 4/5

The directions contained in the Council note of 7th Dec 1928 have been incorporated in the bill. The other main alterations of the Law Dept which have been thrashed out by the Select Committee are on this is Council matter (ii) of the schemes.

Can Leg 7/5/29

The opinion of the Legal Remembrancer is not necessary in the bikkal the plans below

7/5/29

NOTE—Contn. sheet

W. 621—GIB—30,000—21-8-28

Serial No.

DEWAN'S OFFICE
25. MAY 1929
No. 5269

The Law Dept. has examined the Bill keeping in view the Council opinion of 7.12.28 as noted below.

1. Chapter VII is wide enough to apply to the maintenance of unrestored tanks by ryots
2. S.15 in the Bill is suitably altered to give some option to the Irrigation officer in the matter of regulating water and granting some remission for non-supply.
3. A new clause 36 is now proposed to be added to enable, in case the author of the mischief or damage to irrigation works cannot be traced, recovery of the amount required for repairing the mischief or damage from the persons who have benefited by this mischief or damage.

The other alterations proposed in the Bill, verbal & minor have given the Bill a better shape

Second Member
21.5.29

Dewan

SECOND MEMBER OF COUNCIL
22 MAY 1929
No. 6054

NOTE—Contn. sheet

WD 021—GPB—30,000—21.8.28

General and Revenue Secretariat | L Q File No. 4. 6 of 192 6—27

Serial No.

Arrears.

Can dey 27/5/29.

This has to be circulated before Submission to His Highness.

Chief Secy with compliments. 27/5

CS

Please circulate

RR 28/5/29

CS 24/5/29

CHIEF SECRETARY.
27 MAY 1929

(For Disposal by Circulation.)

No. C. 101

.....of.....1928-9

GENERAL AND REVENUE SECRETARIAT.

Council Matte

SUBJECT.

The Mysore Irrigation Bill.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

R. Rangaraо,

Chief Secretary to Government.

.....28th..May.....1929.

~~Extraordinary Meeting of Council~~

First Member of Council. (Read 28/5/29

Second Member of Council. (Seen)

12697/29/5- Third Member of Council. 30/5/29

General Secretary with Compts.

31/5/29

31/5/29.

General and Revenue Secretariat | File No. | of 192

Serial No.

DEWAN'S OFFICE
18. JUN. 1929
No. 5750

OFFICE OF THE SECOND MEMBER OF COUNCIL
4 JUNE 1929
No. G.S.C. 76

Secretary Finance

Secretary Law

4.6.29

Second Member

Final note signed by the Member is placed below.

16.6.29

Dewan.

Final Note by the Second Member of Council.

Subject:— THE MYSORE IRRIGATION BILL.

The proposal to publish and to place before the Legislative Council the Irrigation Bill prepared in 1913 which had been scrutinized from the view points both of the Revenue and the Public Works Departments was graciously approved by His Highness on the 15th April 1923. The bill was not, however, taken up for discussion at the Representative Assembly Session in that year either in June or in October. It was again revised so as to provide for the levy of acreage contribution in addition to or as an alternative to the levy of water-rate and the approval of His Highness for the revised bill was obtained on the 2nd October 1924. It was not taken up for discussion during the Representative Assembly Session of October 1924 also. The question as to whether our Irrigation Bill required any revision in the light of the Madras Irrigation Bill which had just then been passed by the Legislative Council there, was then raised. The matter was, however, not proceeded with.

A Committee was constituted in July 1926 for examining certain points in regard to the present tank system in Mysore and the introduction of the Irrigation Bill was one of the terms of reference. This was approved by His Highness on the 2nd August 1926. The bill and the connected papers were then printed and considered at a meeting of Council on the 7th December 1928 and the following resolution was recorded:-

"Provision may be made for making the maintenance of unrestored tanks by ryots compulsory.

Section 15 may be modified so as to give some option to the Irrigation Officer in the matter of regulating water and the grant of remission of assessment for non-supply.

A provision similar to Section 52 of the Bill of 1923 may be inserted.

The Bill may now be examined by me Legislative Department and brought up at the next Session of the Representative Assembly."

The Legislative Department besides suggesting verbal alterations, has incorporated in the body of the Bill the directions contained in the Council resolution adverted to before. The connected papers are submitted for the gracious perusal of His Highness. Permission may be granted to place it before the Assembly, which will be done at the next Dasara Session.

C S Balasundaram Jr

MEMBER OF COUNCIL.

Camp Mysore,
16th June 1929.

Submitted to His Highness.

I submit herewith a Final Note by the Second

Member of Council on the ~~subject of~~ Mysore Irrigation Bill

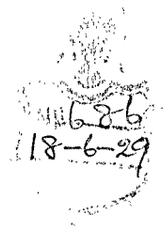
for His Highness' gracious approval.

Mirza M. Ismail
Dewan.
18-6-29

Mysore
18th June 1929.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.



Mysore Irrigation Bill.

With Do No 1388 28.6.29.

Order.

KRW

20/6/29

Serial No.

The draft Irrigation Bill as revised by the Law Deptt is ~~subjoined~~ typed along with a memorandum. The draft bill after approval of the Law Deptt may be submitted to the II Member for orders ~~for~~ sending it on to the Secy. R.A for placing it before the ~~R.A~~ ensuing ~~R.A~~ session as orders in the Submission Note of the 16th June last.

The file re: demarcation of tibbals, which was linked to this file, & referred to the Law Deptt for opinion has been returned without ~~the opinion of that Deptt~~ my remarks. Kind ref. ~~to~~ is invited to the Ch. Secy's note in para 41 of the note in that file opining that the provisions contained in Ch. III of the Draft Irrigation Bill relate only to tibbals constructed or improved or erected after the Regn. Code into force. The Legal Remembrancer was ~~not~~ requested to give his opinion in the matter. It ~~is for~~ ~~does~~ looks as though ~~that~~ the provisions contained in chapter III ~~give~~ clear ample room ~~for~~ for including the old tibbals also. This is for orders.

After the bills printed the necessary repairs will be posted up as desired by the Private Secy in his D.O. note dt 28th June 29

30/6

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

Secy 11/8/29

Secretariat | 21 File No. 98 of 1926

Serial No.

The second points raised in the Comm Recommend + the alterations suggested by the Law Secy have all been incorporated in the fair draft Bill.

The question of old Hakkals is comprised in chapter III of the Bill. S 8(1) refers to improvements + alienation of Hakkals which could only refer to old Hakkals. This section also provides for removal of Huts in this behalf the memorandum & the draft Bill with the Statement of objects & reasons may now be sent to the R.A. Cochin for further action

Bk
31/8

Second Member
Third Law Secretary

A.S.(Pol.) P.M. 2/9

I have examined the Bill. It seems to be suitable

Secy) 5/9

Please push up the Madras Bill of 1914 as required by the P.S. to Hon. Minister's private secretary. P.M. 13/9

Note—Contn. Sheet 7/9

D 01684—GPB—30,000—20-4-29

Serial No.

There is no copy of the Irrigation Bill in the Gazette Vols available in the records.

The Rev Dr or the Chief Engineer's Office may have copies. Today the file may be sent to them for a copy being made available.

Sd

Dne 16/9 16/9

Yesterday. The Sec'y wants the file. It will be returned, if appd

Sec'y) 16/9

ypo 16/9

I wanted the file after a preliminary appn. of the draft Bill by the Law Sec'y Law Secy's remarks.

16/9

No Bill seems to be suitable

ypo 16/9

Gm recd & with Compts

Vide paragraphs 134 : 135 of the note

18/9

Second Member.

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

OFFICE OF THE SECOND MEMBER OF COUNCIL 18 SEP. 1929 No. 2456

19/9.

Serial No.

(145) This may be sent to the R.A Section for necessary further action (Vide Secretariat note of the 2nd instant) 16.8.24.

19/9/24.

(146) One copy of the Memorandum & the Bill taken & the file returned to the Revenue Branch. It is requested that another copy of the same may be sent to the R.A Section as desired.

19/9

(147) The opinion of the assembly ~~regarding the Irrigation~~ was against the Irrigation Bill. Suits for views as to whether further action has to be taken for placing it before the Legislative Council.

25/10
30

Vide page 4 of the Legis. Cl. & Rep. Assembly Manual for the rules re: legislative measures in the R.A. — Vol II

(148) It is very necessary that the General rules ~~regulations~~ referred to in the Bill should have a statutory basis and a Bill in a form acceptable should be represented. We may wait till the discussions on the subject are in the latest stage

OFFICE OF THE SECRETARY
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

WD 01684—GPB—30,000—20-4-29

Serial No.

DEWAN'S OFFICE.
7 - NOV. 1929
No. 1932

OFFICE OF THE SECRETARY TO THE COUNCIL
4 NOV. 1929
No. 3598

R.A meeting are typed or printed and the Bill and the discussions may be referred to another committee for possible revision.

Hn.
1.11.29

Secon Member

149)

Dewan The bill may be placed before the L.C in due course.

The discussions in the R.A raised some points of detail which may be attended to while the bill is before the L.C.

ESG
7/11

Hn.
7/11

150)

Hn
7-11-29 Hn. 8/11.

This may now be sent to the Legal Protection Branch for further action

Considered by the Under Secy
8/11

8/11
Action taken vide the Roots for the Private Secy's letter dated 8/11

151) Await orders on the list of pending Bills sent to the 2nd Member

Hn
13/11

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

Serial No.

152) Dno
The Members had agreed that the Bills should be placed before the Regl el.

153) If the Bill moved be required to be published, the sanction of the Dewan is necessary. If only leave to introduce is to be asked for, the usual sanction may be obtained

153) Moved for orders,

true
18/11

Stor 18/11

(as to whether, with the approval of the Dewan, the Bill can be published under Rule 8 of the Rules of Business for introduction at a meeting of the L.C. next month.

d Rembr) 18/

1557

yes
28X
18/11

1558) For favour of permission to publish it under R. 8 of the Rules of business.

Dewan.

P. M. 28/11

1557

27-11-29

P. M. 28/11

28/11

Note—Contn. Sheet

WD 01084—GPB—30,000—20-4-29

Yes. 28/11

DEWAN'S OFFICE.
27 NOV. 1929
No. 2916

under Rule 8

Rule 6

OFFICE OF THE SECRETARY
4007

OFFICE OF THE SECRETARY
26 NOV 1929
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

Serial No.

Irrigation Bill

15) Demand sanction for publishing the Bill may be communicated to the A.A.G.C. Office / per m

Done 28/11/29

To the d.c Office for note & return—

15a) 28/11

noted and ptd. Prot.n Branch)

28/11/29

OFFICE OF THE SECRETARY
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

16) Submit with draft forwarding copies of the Bill to the Residency.

Done 29/11/29 29/11

Issued 29/11

Two copies of the Bill are put up 29/11

16a) To the Confidential Branch for kindly issuing the draft & returning the file early.

30/11

16b) Submitted for orders as to whether the draft may issue—

2/12/29 16B Yes Dcg 2/12/29

16c) Returned after issue. To the Protection Br. with Compliments

2/12

Yes 4/12

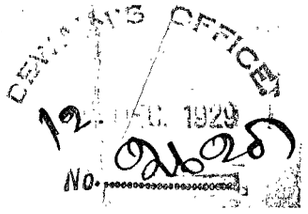
NOTE—Contn. sheet.

WD 066—GPB—30,000—26-7-29

General and Revenue Secretariat. | File No. of 192

Serial No.

Confidential C. —



Consisting of the movers and
(1) Mr. P. G. D'souza
(2) Dr. L. C. Coleman
(3) Mr. V. Madhava Rao
(4) " K. R. Seshachari
(5) " P. Mahadevayya
(6) " M. Ramachandrachar
(7) " D. S. Mallappa
(8) " A. Krishna Rao
(suggested for consideration)

Some amendment of the R-A. will have to be carried vide H. E. M.

Mr. H. C. Dasappa may also be added. M

OFFICE OF THE SECOND MEMBER OF COUNCIL
7 DEC. 1929
No. 4573

NOTE—Contn. sheet.

166) Copies of the Order have been sent to the Residency.

The usual forms for obtaining the demands pursuant under S. 9(1) of the L. & Reg. are now in print.

166) The following motions may perhaps be included in the Agenda.

(authorised under Rule 9 of the Rules of Business)

(1) Motion that the Report be read in Council

(2) Motion that the Order be referred to a Select Committee.

In regard to the last motion the personnel of the Committee may also be selected for orders.

Time 4/12/29 JM 4/12

~~An Extract~~

Secy) 5/12

Ye CS 10/12

2nd Member

Dewan

167) For favour of signature pl.

M 6/12

CS; 7/12

M 7/12

M 11/12

M 12/12

WD 066—GPB—30,000—26-7-29

168) 13-12-29

To Cheif Office for note & return
JM 14/12 nothing have already been noted
Secy 14/12 Asst. Secy. (with compliments) Secy 14/12

M 13/12

M 13/12

Serial No.

If the Bill is introduced at the forthcoming session of the L.C. and referred to a Select Committee, the report of the Select Committee will have to be presented at the next session which will probably be held in March. The further communication asking for the sanction of the Govt of India will have to be made, as required in para 2 of the Residency letter, after the report of the Select Committee has been presented, such amendments, if any, as may be suggested by the Govt of India, will have to be moved and the Bill passed at a subsequent meeting of the Council. But it is not likely that there will be two meetings of the Council, in addition to the one commencing on the 10th inst, before June next when the present Council will be ~~dissolved~~ dissolved and the Bill will in that event [illegible] of the Council.

The procedure described above has been settled with the approval of the Govt of India and whether the Govt of India may be requested to permit a departure from it and communicate their sanction to this Bill, before the report of the Select Committee is presented to the Council, is a matter for

Sd/-
16/12

Sec'y

NOTE—Contn. sheet.

WD 066—GPB—30,000—26-7-29

General and Revenue Secretariat | File No. | of 192

Serial No.

Re the Bill

I mentioned this to the Legal Member who thought that the introduction of the bill may be postponed. The Dewan was also of the same opinion. After perusal the papers may be sent to [illegible] Member, if the latter be available for reference at the meeting.

Law secy with compts
2nd Member

17/12

D. M. 17/12

OFFICE OF THE SECOND MEMBER OF COUNCIL
17 DEC. 1929
No. 4882.

C825

17/12

17/12

3rd Member

D M 17/12

7.12.29

D. M. 23/12

24/12

175

Under Standing Order 42 of the Legislature the Assembly

The file may perhaps be returned to the Revenue Dept for such action as may be necessary.

28/12/29

176

Yes.

28/12

Note—Contn. Sheet

WI 066—GPB—30,000—26-7-29

General and Revenue Secretariat | L.R File No. 98 of 1926

Serial No.

Submitted for orders as to whether further action to place the Bill before the Legislative Council may be deferred until the Legislative Council is re-constituted.

Ch. Sy 8/1/30

OFFICE SECRETARY, 8 JAN 1930

(17) Action may be taken in time to include this in the agenda of the first meeting of the reconstituted Council

9/1

(18) The file may be sent to the L.C. Section for note & return

Sec 11/1

to L.C. Section

Yes 13/1/30

(19) It is submitted that the Bill may perhaps, in the first instance, have to be placed before the reconstituted R.A. before it is included in the agenda of the first meeting of the reconstituted Council.

Submitted for orders.

13/1/30

(20) Yes. Action may be taken as proposed. Necessary steps may be taken to bring the Bill before the R.A. and thereafter necessary action in the Council.

13/1/30 Prot. Branch with compts)

15/1/30

Note—Contn. Sheet

General and Revenue Secretariat | LR File No. 98 of 1926.

Serial No.

183) Submit with respect to paras 178 and 181 supra.

It is suggested that action may be taken to include this in the Agenda of the first meeting of the reconstituted Council.

It is noted that it has been decided in the file relating to the passing of Reg Nos XII and XIII of 1928 that in such cases the Bills were have to go before the R.A again.

Under the circumstances the file may be sent back to the Rev Dept for action being taken in time

Yes
18/1

Rev Dept)

184) For perusal

Ch. Secy) 20/1/30

185) The bill may be placed again before the R. A.

Second Member) 23/1

186) A. D'sh'd like Secy

187) The papers are called for. 24/1/30

Second Member)

OFFICE OF THE SECOND MEMBER OF COUNCIL
21 JAN. 1930

OFFICE OF THE SECOND MEMBER OF COUNCIL
23 JAN. 1930
No. 5884

Note—Contn. Sheet

5884/30/F

WD 066—GPB—80,000—26-7-29

App. F. III—2]

General and Revenue Secretariat

File No. 98 of 1926

Serial No.

189) Subs to III Member for perusal

7439 / 6/2

DEWAN'S OFFICE
7. FEB. 1930
No. 3685
W 8

A.

190) The bill has been once placed before the R.G.

191) I believe at a recent meeting of Council the point was informally discussed & it was decided that (when a new bill is to be placed before the ~~R.G.~~) the ~~bill~~ matter will need not be placed before the R.G again

3.2.30

Dear Member,

Dewan

5952 / 6/2

192) A. This matter was considered on a previous occasion ~~when~~ in 1926 a G.O was passed to meet a contention that in such cases the measure should again go through the Assembly. Maybe considered again by Council.

Dewan

Note—Contn. Sheet

193)

WD 066—GPB—30,000—26-7-29

Serial No.

Irrigation Bill

(194) The question of the further action to be taken in connection with this measure was considered in Council on 12th Feby 1930. It was ordered that the proceedings of the R.A. & L.C. (x) should be carefully examined in order to see whether the convention which it was sought to introduce at that time was publicly announced and in such terms as to preclude Govt from adopting a different procedure in future

(x) in connection with the passing of Regn XII & XIII of 1929

Do Land Secy [illegible] 13/2/30

13/2

(195) In the October session (1927) of the R.A. when the final principles of the Bills were placed before the R.A. for the second time the point was explained [illegible] by the Chairman and put up. Lord

Flag H.

" Q

(196) 19/2 The L.C. Rep of March 1928 meeting relating to this Bill, beginning at the Separation referred to Caldecott makes no reference to the point.

22/2

24/2

Secy) Mr. A. S. will take charge of this in Simon's absence 3 days.

NOTE—Contn. sheet.

WD 066—GPB—30,000—26-7-29

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

198) Did this question arise, and if so was the convention announced or not followed, in connection with any other Bill? Please look up the replies and give definite information.

JM
24/3

13

199) Only three Bills which were placed before the last Session of the First Assembly (October 1926) came up for consideration again before the Second Assembly in June 1927. In the case of the Workmen's Compensation Amendment Bill the Penal Code and

N. B.—Should routine notes be written on small slips the notes must be pasted on this form.

G. R. S. III—5J

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

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the Agricultural Relief Bill, the lines of legislation contemplated in the Bills, were considerably changed and were therefore re-introduced in the Assembly. The Council Proceedings of the R.A. are therefore not yet out and there has been no report in the Newspapers in regard to the Resolution in question.

200) In the case of the Bills introduced re Census of School going children in Panchayet and Municipal areas a report has been made Both the reports

Bpm 5/3/25 201 A. When these Bills were placed again before the Assembly, the Legal Remembrancer said, "As legislation on the lines then contemplated was not however, pushed through and as the Assembly has in the meanwhile been reconstituted, the matter is again placed before the House." He added that it was proposed to [illegible] modify the [illegible] legislation previously contemplated.

* The Agricultural Relief Bill had also been placed before the Legislature but consideration was postponed for further examination of provisions

N. B.—Should routine notes be written on small slips the notes must be cipoed, or slips pasted on this form

Serial No.

On the first occasion only a statement of general principles was placed before the R.A. and draft bills do not appear to have been even prepared. The modification referred to by the R.A. related to certain matters of detail and they were left to be regulated by rule in the Bills subsequently prepared and passed into law -

202) Apart from what is stated in the passage quoted above from the R.A. proceedings the Convention does not appear to have been publicly announced at any time.

Mr 5/3

Secy)

P.M. 5/3

6 hrly secy with compts Mr 5/3

203) The procedure followed in the case of the measures above referred to need not be regarded as a binding precedent. It is not therefore necessary to place the Irrigation Bill ~~recommended~~ ~~to be placed~~ before the R.A. again.

MM 6/3

Second Member Mr 6/3

Third Member

204) Paper in the Secretariat 24/3/30

Mr 27/3

P.M. 27/3

OFFICE SECRETARY 5 MAR. 1930

9281/26/3

6804/6/3

Note—Contn. Sheet

WD 01684—GPB—30,000—20-4-29

Serial No.

208) Send with reference to paras 192 & 193 supra. The question was proposed to be considered again by Council

Pme 28/3 (Sd. Secy)

Jr 28/3

CHIEF SECRETARY. 28 MAR. 1930

207) The question was considered again on 12th February and the present decision is in conformity with the understanding reached on this point. see para 194.

208) All that has to be done now is place the measure before the next LC

Jr 5/4

mw 5/4 Jr 5/4

209) The Bill having been withdrawn under standing order 42, for the purpose of L.C, it becomes a new one and has to be published again under Rule 8 unless it is proposed to obtain leave of the house to introduce the Bill.

Submit for orders

Pme 5/4 Jr 5/4

210) This may be sent to the Office for taking action to f.....

211) Yes. Please put up a draft

Jr 10/4

Says 10/4

The Bill Pme 5/4 Jr 10/4

L17 Let a draft be put up. It may be sent to the Official Reporter for issue. Jr

WD 01684—GPB—30,000—20/4/29

Serial No.

213) Draft publishing the Bill under Rule 8 in Sched

Done 11/4 DPH 12/4

214) While republishing the Bill the following proviso may be added to Clause 38:

"provided that no person shall be punished twice for the same offence".

Cf. s. 58 of the Foreign Reps. for example. M

1

M 12/4

Secy

CHIEF SECRETARY. 8 MAY 1930

Chief Secy with Comps

Draft No.

M 8/5

215) Seen & ret with Compliments

Secy with comps

M 8/5

M 9/5

Draft No. 10/5

216) Seen and returned with Compliments

MD 14/5/30

M 13/5

217) The change has been made in the copy sent. This may be sent to A.-G. Secy

Done 13/5 AH

216 yes M 13/5

max page 14

THE SECRETARY. P.S.R. 14 MAY 1930 REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

NOTE—Contents sheet.

R 1

L Secy (Offg) with Compliments

WD 666—GPB—30,000—26-7-29

General and Revenue Secretariat. | File No. | of 192

Serial No.

(21)

Copy of the bill taken for necessary action and the file retd to the Prot.n Branch with Compts.

for perusal. (B.A.V.Bell Asst. to Secy)

Pl 15/5/30

BR 15/5

(Prot.n Br.)

BR 15/5

(22)

Sds

Does not appear to be necessary. M

It is perhaps unnecessary to obtain the permission to introduce the Bill as this had been obtained before. It is further unnecessary to forward copies again to the Residency as they have said before that there is no prima facie objection to the Bill being introduced, but that a further communication will be necessary for obtaining the sanction after the Govt of India. If approved the following motions may be made :-

Motion that the Bill be read in Council

Not necessary. M

vide orders June Ch-Secy-case. 208. M

NOTE—Contn. sheet.

WD 066—GPB—30,000—26-7-29

Conveyed to the Govt of India on 15.6.30.

Serial No.

2) Motion that the Bill be referred a Select Committee.

In respect of the last motion the personnel may also be selected. For previous list kindly refer to Land 166 Depra

Sealed for orders

Form 15/6

A. The following names are suggested for consideration:-

1. Mr. P-Ba-D'Souza
2. Dr. L.C. Coleman
3. Mr. K. R. Seshachar
4. " P. Mahadevayya
5. " V. Ramarao
6. " B-K. Gowdachar
7. " H-C. Dasappa
8. ~~" K. Venkatappa~~
9. " H-B. Kundappa Banda
10. ~~" G.T. Satyanarayanachetty~~

8. Mr Bhoris Successor.

10. Mrs A.S. Mallappa

Dy 15/6

Secy)

3rd Member

2nd

Dy 16/6

Dy 16/6

CSM 2.6

Dy 17/6

Dy 17/6

OFFICE OF THE SECOND MEMBER OF COUNCIL
17 JUNE 1930
No.....

Note—Contn. Sheet

WD 066—GPB—30,000—26-7-29

Personnel of the Committee to consider the Mysore Irrigation Bill.

Chairman:- Rajamantrapravina C.S. Rahasyadaram Iyer, BA

Members:-

1. Mr.P.G.D'Souza.
2. Dr.L.C.Coleman.
3. Mr.K.R.Seshachar.
4. P.Mahadevayya.
5. N.Rama Rao.
6. B.K.Garudachar.
7. H.C.Dasappa.
8. The Chief Engineer P.W.D.
9. H.B. Gundappa Gowda.
10. D.S.Malappa.

Serial No.

The Nyasaland Amendment Bill was read in Council on 23.6.1930 & refd to a Select Committee.

Under rule (4) of the Council No 2310-7 CB 16 of 25-1 of 26.2.26 laying down rules for dealing with measures of proposed legislation (Hay M) either the first Secy to send in the draft in which the Bill is drafted or the first Secy Pro. Tem, as the member may decide, will act as Secy to the Committee

Submit for orders re A.

(Sgd) A date has also to be fixed for the meeting of the Select Committee

Secy) 1/7/30

No Asst Secy, Pro Yes. Barnes, may be appointed Secy of the Committee

Some days in the 3rd week of July may perhaps be fixed, if this is no objn.

3rd Member

Note—Contn. Sheet

General and Revenue Secretariat | File No. | of 193

Serial No.

230) Recommitted with the L.C. decisions on the Bill & a list of R.A. Members.

Sr
9/7/30

2 nd Member

OFFICE OF THE
COUNCIL
9 JULY 1930
No. 2714

231) Withdrawn duly brought in person

SJ
4/7

232) The following names are suggested for favour of selection:-

(1) ✓ 1. Mr. Chunchanna Reddy B.A. & B.L. Bowringpet P.O.

(2) ✓ 2. " W.S. Mallappa (Tiptur)

(3) ✓ 3. " Sidaiah (Shimoga, Mysore; 4th BD)

4. " Venkatappa (Mysore, 4th BD Bangalore)

(4) ✓ 5. " Dharmaprabandaka Mr. Nagappa Setty (Chickmagalur)

6. " Sayed Khaja Pirzan (Tarikere)

OFFICE OF THE
SECOND MEMBER OF COUNCIL
24 JULY 1930
No. 7446

(5) ✓ 7. " T. Mahamed Imam B.A. & L.L.B.

(6) ✓ 8. " Lokachikarishi Nanjundaraj Urs. (Mysore)

D. M. 22/7

2 nd Member

2
24/7

233) The Dix gentlemen marked may be invited to the Select Committee meeting.

ESR
25-
M. C.
25/7

Note—Contn. Sheet

WD 02328—GPB—10,000—22-4-30

General and Revenue Secretariat | File No. | of 1930

Serial No.

Re Immigration Bill

234) The date for the meeting of the Select Committee has not been fixed. If otherwise the P.A. to the Member will be requested to obtain orders.
Proc
26/7
26/7
235) Yes
28/7/30

OFFICE OF THE
SECOND MEMBER OF COUNCIL
28 JULY 1930
No. 65-1

236) Submitted to the II Member of Council, Work Camps, for kindly obtaining orders as to the date of the S.C. meeting.
Proc
26/7

Submitted.
Yes
28/7/30

237) The Meeting may be fixed for the 30th August at 10 A.M.
1/8/30
31/7/30
Submitted. Protection Bill with Compliments

Yes
1/8

238) Submitted with 2 appeals—

Proc
4/8
1/8

239) Yes Permission
Yes
4/8

240) Sure. Thanks.
P.M.
4/8

241) Yes.
5/8

Note—Contn. Sheet

General and Revenue Secretariat | File No. | of 193

Serial No.

No P808-19 Dt 13.8.30

The Members of the Select Co
Informs them that a
meeting will be held to
Consider the Mysore Irrigation
Bill at 1 P.M on 30.8.1930.

No P820-4 Dt 13.8.30

Messrs L. Channabraya Reddi
D.S. Kallappa
M.L. Nagappa Setty
J. Mahomed Imam &
H. Ramaswamaraj Ins

Requests them to be present
at the meeting under S.O. 52
of the Rules of
242) Said copy is marked
G.T which contains the
persons selected from the R.A
to be present at the meeting.
Their names proposed to be omitted
according to the promise of
the Member to invite certain
Members of the R.A to attend the
sittings.

Of the gentlemen referred to
Mr. Siddiah is not a member of
the and it seems therefore

Note—Contn. Sheet

Serial No.

necessary to select one & two instead, unless the number invited is deemed sufficient. Send for orders. ~~accepts~~ as directed

Bom 13/8 Attd 13/8

Secy) 243 8/8/30 14/8

Mrs Sivarah, Presidt of the W.I.T.B., may be omitted as it is found that he is not a member of the R.A.

244 Either Mrs G. C. Mahalingappa (Vice-Presidt of Shimoga Mun Council), or Mrs Sivappa (Advocate, Shimoga), or Mrs B. Gopalachar (Landholder, Thirthahally Tq) may be selected. Preferably the last, as he is a landholder, & two members

A

D. M. 14/8 8/8/30 15/8

245 A. 32 Secy 16/8

D. M. 16/8

246 Intima 8/8/30 18/8

241 Draft Lr

Bom 19/8 Attd 19/8

248) for approval Secy)

8/8/30 19/8

249 Attd D. M. 20/8

250 Issue 8/8/30 21/8

NOTE—Contn. Sheet.

OFFICE OF THE SECRETARY OF STATE FOR INDIA IN COUNCIL
15 AUG. 1930
No. 1644

WD 02533—G PB—50,000—8-7-30

P 1068 dy 21.8.30

Mr. V. Gopalachar

Mr Prakasam

Requests him to be present at the meeting of the S.C. to discuss the Irrigation Bill on 30.8.1930 at 1 P.M.

OFFICE OF THE FIRST MEMBER OF COUNCIL 16 OCT. 1930 No. 3872

257) Select committee meeting was held on 30.8.30

258 Drabt of the proceedings of that day is submitted for perusal.

259) A date has to be fixed for the next meeting. It was suggested on the last occasion that the date may perhaps be so fixed as to enable the proceedings to be continued the next day also, if necessary

Submitted for orders,

First Member. 1881 16/11

260 The next meeting may be held on the 28th & 29th November at 12 noon

261) The proofs maybe printed & copies sent to the members -

Ox 29/11

262) Please intimate to the members of the committee the dates fixed. The Printed proceedings may be sent soon after they are received after printing.

1881 29/11

Serial No.

257) Sub with draft Com to the Members. Draft to the Provincial Govt Mr N. Ramarao one of the Members of the Committee has vacated his seat in the Council and Mr Ds. Narayanaswamy Iyengar has been made a Member.

258) Under S.O. 57 of the S.Os for the Conduct of Business of the L.C. the Dewan may appoint one of the Members of the Council an additional member to the Select Committee. 259) Drafts may issue.

A

Sub
Proc
30/10/30.

260) For orders re: A. Patrudhaka

Secy) 30/10.

No P2368 dt 30.10.30
Memorandum and Press Communiqué forwards copy Proceedings for perusing & return 50 copies by 3.11.30

Memo No V 3392-2407 dt 1.11.30
Members of the Committee.
Intimates that a meeting will be held on 28.11.30 & 29.11.30 for considering the Derigation Bill on each day at 12 noon

NOTE—Contn. Sheet.

WD 02553—G PB—50,000—8 7 30

94

Re ibid as directed at para 260 of the proceedings of the above Committee Mr. P. G. d'Souza has become member of Council and Mr. V. Ramadas has vacated his seat. Mr. S. Narayana Iyengar has been appointed M.L.C. in place of Mr. V. Ramadas Mr. S. P. Rajagopalachari has become the Convenor.

OFFICE OF THE FIRST MEMBER OF COUNCIL 4 NOV. 1930 No. 4571

262 Under Standing Order 51 for the Conduct of business of the Legislature Messrs. S. P. Rajagopalachariar and S. Narayana Iyengar may be appointed by the Dewan as additional members of the Select Committee. Submitted for orders

Done 2/11/30 AHN 3/11

263 Under Standing Order 51 the Chairman may report to the Dewan the inability of a member to attend, and an additional member may thereupon be appointed by the Dewan.

1st member

3/11

264 Yes please report

CSY 4/11

D. 4/11

4/11

General and Revenue Secretariat | File No. of 193

Serial No.

265 Submitted to Dewan for favour of orders being passed as regards appointment of two additional members under Standing Order No: 57.

DEWAN'S OFFICE 2978 NOV. 1930

266 Two names, of messrs S.P. Rajagopalachari and B. Narayanaswamiinga are suggested above for kind consideration.

Dewan)

DSD 4/11

267 A. may be appointed

Mudaliar 4/11/30

5/11

DSD 6/11

Submit write draft

Draft 7/11

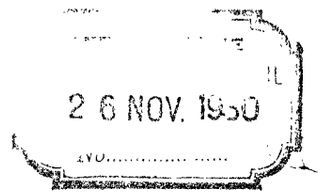
269 Issue. DSD 7/11

7/11

270 Please draft a letter to Mr Mahomed Imam stating it has not been found possible to change the dates fixed.

DSD 7/11

Serial No.



No O 2596-7 dt 10.11.30
From S.O. Rajagopalachari
& Narayanaswamiengar

Informs them that they are appointed additional members of the Committee to consider the Irrigation Bill and requests them to be present at the meetings to be held on 28th & 29th inst.

Do Lhd with draft to the mahomed Imam.

Issue 10/11

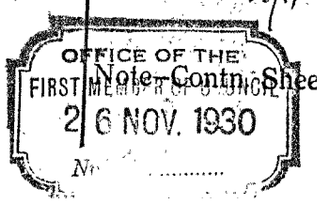
Draft found
26/11/30

No O 2624 dt 11.11.30
From J. Mahomed Imam BA BL
Advocate - Jafalee
States that it has not been found possible to change the Dates hitherto

Meeting 12 noon
28th & 29th Nov 30.

The file may be sent to Members Office for reference.

To M.P.A. to I Member
26/11/30. with Compts
26/11



Note-Contn. Shee

G. R. S. III—3.

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

273 Owing to indisposition, the First Member of Council will not be able to preside over the meeting of the Irrigation Bill Select Committee on the 28th instant.

274 The Member desires that the Revenue Commissioner may preside over the meeting. He further desires that final conclusions need not be arrived at at the meeting but that they may be provisional.

275 Submitted to the Law Member.

27/11/80

276 To Journal.

28/11

Revenue Commr.
& Chairman.

N. B.—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form

Serial No.

276 Sub'd with typed copy of draft Proceedings, with a draft Ltr. to S. A. Rajagopalachari Revenue and President at the meeting

Draw 9/2 Apr Ch2

277 Issue 28/9/2

No P 4947 Of 11.2.31

278 The Proceedings of the Second Meeting of the Select Committee to Consider the Mysore Irrigation Bill have been returned duly Approved by the Chairman at the Meeting, the Rev Commissioner

281 The same is sub'd for perusal.

282 The proceedings of a Joint Meeting were printed and copies sent to the Members Sub'd for orders as to whether the same Meeting may be done now. Letters are also typed regarding the date for the next meeting of the Select Committee.

Note—Contn. Sheet

WD 02328—GPB—10,000—22-4-30

Serial No.

The Dewan has already approved of the proposal that a present Member in charge may be appointed as an additional Member of the Select Committee under order 51 of the Standing Orders for the Conduct of Business of the Legislative Council.

Secd

Dewan 24/11/37. The Select committee to consider the Irrigation Bill had two meetings so far. During the first meeting the first three chapters comprising clauses 1 to 11 were gone through. The Proceedings have been got printed. (Pl 6)

28/5 During the 2nd meeting presided over by the Revenue Commr. Chap IV and a portion of Chap V dealing with clauses 12 to 17 were gone through. (Pl 8) On account of the importance of some of the points involved certain questions were reserved for further consideration later

Serial No.

287 The proceedings of the 2nd days meeting have not yet been got printed. They will be got printed and circulated before the next meeting.

288 Submitted for orders as regards the next date on which the meeting may be held

2nd member) DRB 12/3

OFFICE OF THE SECRETARY OF COUNCIL 13 MAR 1931 No. 8454

289 We may have the next meeting on the 18th April if necessary on the next day also. Notice may issue. Please send out printed copies of the last proceedings of the last meeting

14.3.31

DRB 14/3

290 Submitted with draft to the Press.

Issue 16/3

291 Issue DRB 16/3

Issued No 5786 DR 16.3.31

292 Draft notice of meeting is put up. The draft refers to copies of proceedings being sent. The same have not, I think, been received.

Issue DRB 17/3

The Personal Assistant to the Second Member of Council for kindly stating the time at which the S.C may meet

Issue 17/3

1 P.M.

17/3/31

Note - Contn. Sheet

Issue 17/3

02553—50,000—GPB—8-7 30

General and Revenue Secretariat

Dated, Bangalore the March 1931.

No.P.

Official Memorandum.

294

The third meeting of the Select Committee to consider the Mysore Irrigation Bill will be held in the Chambers of the Second Member of Council in the Public Offices, Bangalore, at 1 P.M. on Monday the 13th April 1931 and will be continued if necessary on the succeeding day.

295 A copy of the Proceedings of the Second meeting is enclosed for information.

By order,

Secretary to the Committee.

Notice may issue
almt the middle of
next month
NSJ 14/3

The file will be kept in hand if approved
Copies of proceedings of the
Second meeting will be
sent along with notice of
meeting

Prue
24/3

NSJ 14/3

Put up file
13.4.31

Issued for orders.

Prue
21/4

Notices may issue
NSJ 21/4

Issued 695-912 By
27-4

To issue 5 all
except Mr. B.M. Sanjeeva

Serial No.

301 Mr. B. Narasinga Murthy Divisional one of the members of the Select Committee has resigned & Mr. N. Rama Rao has been appointed in-his place

302 Sanction of the Govt has perhaps to be obtained under Standing Order 51 to appointment of N. Rama Rao as a member of the Select Committee.

303 See no. for orders

29/4. will / Asst. Ramadaark

The next and third sitting of the Select Committee to consider the Emigration Bill is fixed to take place on the 11th of May.

304 Please ascertain whether Mr. N. Ramarao will be returning to duty by 11th May. 9289 29/4

305 It is ascertained that Mr Rama Rao may remain on duty on the 10th as per present orders.

29/4. will

306 may be put up on Monday, 4th 9289 29/4

29.4-31

NOTE – Contn. Sheet

GWP 02553—50,000—GPB—8-7-30

7) Re Sub-d write refer to para 306 supra

Dne 6/5

308) The third sitting of the Select committee to consider the Irrigation Bill is fixed to take place on the 16th may.

309) Mr B. Narayanasamiengar has resigned his seat in the L.C and Mr V. RamaRao has been nominated as a member in his place.

310) Sanction of the Dewan has to be obtained for his being appointed as an addl member of the Committee under S.O. 51.2e It is ascertained that he may return from leave on the 18th.

2nd member) NSJ 6/5

DEV 6326 CEN 5 MAY 1931

311) Yes: please submit to the Dewan by 7/5/31

Dewan) T.M. 7/5 NSJ/5

312) 9-5-31 T.M. 11/5 NSJ 12/5

Office of the Secretary to Government 6 MAY 31 No. 9749

Serial No.

313) Subd with draft

Issue 8
12/5

314) Issue 989/14/5

315) As date of meeting has been postponed, the draft is slightly revised & Subd for orders

Issue
14/5

316) Issue 989/14/5

Issued vide P 7478 dt 16.5.31
to Mr. N. Ramakrishna, Secy
to the
Secretaries his appt as the
Select Committee.

NOTE—Contn. Sheet.

D 02553—G P B—50,000—8 7 30

Serial No.

From
Mr D H Chandrasekharaiya BA BL Hs
Letter dt. 27.4.31
States that as there is a meeting of the Board of Education on the 11th instant he cannot attend the meeting and requests that the meeting may be fixed some time after the 11th instant

From
Mr H B Gundoppa Letter dt 29.4.31
States that he is unable to attend the Select Committee meeting on the 11th and he has other engagements and requests that the date may be fixed up sometime after the 16th instant

Submitted for ordinary. A later date may perhaps be fixed

30/4

2/5/31 WLL 30/4 The date fixed, viz, 11.5.31 for the Irrigation Select Committee meeting is stated to be inconvenient to some of the members. The meeting of the Board of Edn. has also to take place the same date.

30/4 The members will, if approved, be intimated that the date for the meeting is changed to 16th May (such date as may kindly be approved)

2nd member

NOTE -- Contn. Sheet

OFFICE OF THE SECOND MEMBER OF COUNCIL
2 MAY 1931
No. 9621

WD 02553--50,000--GPB--8-7 30

2/5/31 4/5

Srbd with adapt
3/5.31 Issue 4/5

File No. of 193 | General and Revenue Secretariat

Cer. No. V 7097-113 Of 5.5.31.

Members of the S.C

to Consider the Irrigation Bill

States that the meeting

of the S.C will be held

on Saturday the 6th inst at

1-P.M instead of on Tuesday

the 4th inst

5283 / P 8307

TEL. ADDRESS: "DESAMUDRE", TIPTUR

D. S. MALLAPPA, M.L.C.
MERCHANT, PRESIDENT,
TUMKUR DISTRICT BOARD, AND
DIRECTOR OF THE BANK OF MYSORE, LTD.

No.....

TIPTUR (MYSORE STATE)

Dated, 16th.May.31.

To

The Secretary

to the select Committee of the Mysore Irrigation Bill.

Bangalore.

Dear sir,

I am in receipt of your notice informing that the select committee of the irrigation bill is fixed for 16th instant. As it Saturday and as the committee cannot sit on the following day if he work is not finished that day I request you to kindly get som ther date fixed for the meeting. I hope you will kindly see your ay to comply with this request.

Yours sincerely,
D S Mallappa

3(7) Submitted for orders.
Bnn
11/5/31

3(8) Mr. Mallappa will, if approved be informed that as there are no other suitable dates that can be fixed during this month it is regretted it is not possible to change the date as desired.

Member's Orders
Meeting to be adopted.
HRB. 13/5

2nd member
3(9) Yes: add that if the work is not over the Committee will sit on some other later date
HRB 11/5
Bnn 11/5/31
D. 12/5
HRB 13/5
320 Bnn 13/5

OFFICE OF THE SECRETARY TO GOVERNOR IN COUNCIL
11 MAY 31
No. 9927

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

321)

321) Done
289
13/5

Draft sent to draft Com
intimating the members
of the Government of
the meeting to a date
the draft proposed to the
U.S. made after of rec-
tified case

Done
13/5 SD

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

G. M. No P 7397-413 of 13.5.31

Re Members of the S.C.
& Engineers Transfer

Instructions that
the S.C. meeting fixed for
6.5.31 has been postponed

323) Steps for orders regarding
the selection of a date
for the meeting of the Select
Committee to Consider
the Irrigation Bills

Form
19/5
well

2nd member) Nbg. 19/5

OFFICE OF THE
SECOND MEMBER
19 MAY 1931
No. 10175

324) Please correct Members
during the S.C. sitting about
a date in the 2nd week of
July. (Rajpath Standard)

by
9/5

P.M.
19/5

Nbg. 20/5

SRS
20/5

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

Serial No.

325) The last meeting of the to be Committee the Irrigation Bill had to be adjourned on account of inconvenience of some of the members who are on the Retrenchment Committee. The latter Committee is understood meets again in the 1st & 2nd weeks of July. Under the circumstance the S.C can perhaps go to some time thereafter

Rules with regard to Members orders Dated 19.5.31

326) 24th July may perhaps be fixed with the intimation that the meeting will, if necessary be continued on next day.

327) The Law Secy was one of the members of the Committee He has vacated his seat in the L.C. Mr A.R.N. Iyer, Govt Advocate has perhaps to be appointed as an additional member of the committee under L.C Standing Order 51.

Chief Secy

329/B Does not seem quite necessary now

OFFICE OF THE SECOND MEMBER OF COUNCIL
2 JULY 1931
No. 50

NOTE—Contn. Sheet.

WD 02563—G PB—50,000—8-7-30

331) Instructions to issue to the members will be sent 5th inst

330) Secy (Second Member) may have the meeting on 21-7-31 if necessary the next day

2/7/31

332) Draft Bill with refce to paras 330 & 331 supra

Done 3/7/31

333) Done 6/7/31

No P 174-90 Dt 6.7.31

The Members of the Select Committee to Consider the Irrigation Bill

are hereby informed that a meeting of the Select Committee will be held at 1 P.M. on 21.7.31

334) Invitation of meeting has been sent to Mr. V. Ramakrishna. He has now become Minister & Mr. D. Srinivasa Iyengar has been nominated. Orders are solicited as to whether Mr. D. Srinivasa Iyengar has to be requested to attend, in which case under S.O. 57 of the L.C. Rules of Business the Chairman has to be invited to appoint Mr. D. Srinivasa Iyengar as an additional member of the S. Committee.

Chief Secretary

Done 7/7/31

335) A may be approved.

Senior Member in charge Dewan

9/7/31

336)

337)

9-7-31

DEWAN'S OFFICE
9 - JUL. 1931
256

OFFICE OF THE
SECOND MEMBER OF COUNCIL
9 JULY 1931
No. 344

Serial No.

Rlvd with draft write up
& paras 3045337 supra
Sec 10/7/31 Sec 10/7/31

No P 340 of 14.7.31
D. Srinivasa Ayyar, Sec
Asst Secy

Admits him as an additional
Member of the S. Commission to
consider the Cauvery Irrigation
Dist

1 P.M. 21.7.1931

340)

The S.C met at 1 P.M on
21.7.31 and the draft proceedings
are herewith put up.

It was understood that
the next meeting should be
on 17.8.1931 and on the
succeeding days till the Dist
is fully gone through.

Invitations for the next
meeting may perhaps issue
after 15th Aug 1931. The proceedings
may perhaps be got printed
for being sent along with the
invitation

Sec 22/7/31

NOTE—Contn. Sheet.

WD 02553—G—D—50,000—8-7-30

The drafts as corrected may be got typed

CE 25/7

Typed drafts of the proceedings of the meeting held on the 21st inst is submitted. The portions of the previous proceedings which were reaffirmed are just in as they are. It is only the modifications that have been ~~written~~ rewritten. If approved ~~they~~ it will be got printed & sent to the members of the Committee. Notice of the meeting to be held on 17th Aug & on the following days will be issued.

Second Member

CE 29/7/31

OFFICE OF THE
SECOND MEMBER OF COUNCIL
29 JULY 1931
No. 1125

CE
29/7/31

MM
30/7

The proceedings of the meeting may be got printed & sent to the members.

30/7

draft to the Superintendent Govt Printing

Done
31/7 MM

Printed (Done)
Printed No P685 of 18.31

Serial No.

Subd with draft notice of meeting of the Select Committee

Subm
3/8/31

[illegible]
4/8/31

DEWAN'S OFFICE
1132
13 AUG. 1931

Circ No. D809-25 RC 5.8.31
The Members of the Select Committee
Intimates that the Committee will meet on 17th inst & on the succeeding days till the Bill is fully discussed.

(349) Mr. S. P. Rajagopalachari Rev Commsr, one of the personnel of the Committee having become member of Council, it is perhaps necessary to appointment Mr S. Hiriannaiya the new Rev Commsr as a member of the Committee under S.O. 51 of the L.C. Rules & SOs with the sanction of the Dewan

Subd
Subm
12/8/31 (350) Submitted for orders

First Member)

(351) A. Rahman Khan
12/8/31
Submit to Dewan by
13/8/...

OFFICE OF THE FIRST MEMBER OF COUNCIL
13 AUG. 1931
No. 1117

NOTE—Contn. Sheet.

(352)

Noted for ... [illegible] Mr. S. Hiriannaiya immediately
14/8/31

Minute
14.8.31 Dewan
[illegible] 14/8

[illegible]
13/8
13/8/31

Sent for orders with draft & fair
time
14/8 4/8/31

Issued No OG85 dt 1.8.31

The Select Committee met on the 17th & 18th inst and discussed the Bill.
Draft Proceedings are submitted for Rubt
Time
20/8 (Hon Member) 20/8

OFFICE OF THE
FIRST MEMBER COUNCIL
21 AUG. 1931
No. 1954.

The 24/8/31

The proceedings may be printed & sent to the members. Notice of the next meeting may be sent at once.

24/8/31

Sent with draft to the Press. Draft invitation for next meeting has been submitted separately for orders
Time
24/8

Issued No OM59 dt 24.8.31

TYPING SECTION
24 AUG. 1931
GENL. & REV. SECTT.

General and Revenue Secretariat | File No. | of 193

Serial No.

The next meeting of the Select Committee has been arranged to be held on the 2nd & 3rd ~~September~~ inst.

Draft Notice of meeting is herewith put up. The hour is proposed as 10 a.m. The proceedings of the previous meeting have been submitted for approval.

Sd
24/8/31

Sd
Secretary

TYPING SECTION
24. AUG. 1931
GEN. L. & REV. SECTT.

Issued No P 1073-G-31 25-8-31.

NOTE—Contn. Sheet.

WD 02553—G PB—50,000—8 7 30

File No.	of 193	General and Revenue Secretariat

Serial No.

Minutes copies of proceedings have been received and a copy is enclosed put up for perusal.

Draft forwarding copies to members & invitees of the J.C is enclosed put up

Done 27/8/31 26.8.31

Done 26/8/31

Issued No P(B)II-28 of 29.8.31

Meeting 1 P.M. 2-9-1931

The meetings continued on the 2nd & 3rd inst.

Draft proceedings of the sittings are enclosed put up, together with a copy of the Bill incorporating the changes so far finally agreed

Done 7/9/31

Draft proceedings of the meeting of the 2nd & 3rd inst are put up.

A bill incorporating the amendments made in the Select Committee is put up for perusal. I have noted in red ink a few of the verbal & drafting amendments suggested by

NOTE—Contn. Sheet

WD 02553—50,000—GPB—8-7 30

but which have not been considered in the Committee. Two amendments which I suggest as additions are as follows:— (1) To include extension of old irrigation works in the definition of new irrigation works. (2) To make provision in clause 22 for recovery of Contribution & water rate as land revenue.

There may be two amendments at the next meeting Cr

As desired at the last meeting I have drafted five clauses in regard to Constitution of Irrigation Panchayets or Boards

page.

(5-P) A clause to replace clause 37, in Conformity with the desire of the Committee is also put up for Consideration

There appear certain other matters

Flag I circulate

From Member)

Cr
7/9/31

Cr 10/9/31

Send with draft of fair Proceedings for printing

Done 10/9/31

Cr 10/9

Issued P/5796 10.9.31

App. F. III—4

General and Revenue Secretariat | File No. | of 193

Serial No.

Amended copies of Proceedings and draft clauses to form a chapter Re Irrigation Boards have been received.

Sent with draft notice of meeting

Sd/
12/9/31

Sd—
4.9.31

No P620-37 Legis 14.9.31

Date of meeting
21.9.1931

NOTE—Contn. Shee

WD 02553—50,000—GPB—8-7 30

Serial No.

Letter dated 13.9.31
From
Mr. K. Sangaranya Naicker
Forwarding his draft
of a chapter on Award of
Compensation.

Vide Member orders on
P.W.D of 16-9-31

Read with draft acknowledging
& forwarding copies to Members
of S.C
Done
16/9/31

Sd/-
16/9

Issued vide P 1651-68 of 16.9.31
P 1670 of 16.9.31

Meeting 1 P.M
21.9.31

The Select Committee met
at 1 P.M. on the members
except Mr. K. C. Daniel were
present.

The Bill was fully
discussed

The proceedings are
enclosed in the draft

NOTE—Contn. Sheet

WD 02553—50,000—GPB—8-7 30

draft circulate to Govt.

After approval the changes will be incorporated and sent to Press for being printed for circulation to members of S.C as agreed to at the last meeting

Draft of proceedings & Bill in approval

Done 5.10.31 (Illegible)

First Member)

6/10/31

OFFICE OF THE FIRST MEMBER, DIL
6 OCT. 1931
No. 280-D

by 7.10.31

6/10/31

Send with a draft to the Press for getting copies of Proceedings & Bill as amended printed.

Done 9/10/31.

6/10/31

TYPING SECTION
14 OCT. 1931
GENL. & REV. SECTT.

No D 2160-01 15.10.31.

Secretariat | File No. of 193

Serial No.

Proof copy of the Migration Bill incorporating the amendments by the Select Committee is submitted for approval. Proof copy of the proceedings of the 6th meeting is also submitted. Draft of the final Report of the Select Committee is put up for approval. The next meeting is fixed for the 11th instant. As instructed personally invitations for the meeting will be sent only to the members of the L.C. who are on the Committee, since the business will be only to adopt the Bill as amended & sign a Report. Copies of the Bill as amended & of the proceedings of the 6th meeting will be sent to members. If draft of Report is approved typed copies will be sent to the members.

Asst Member; Ce 3/11

OFFICE OF THE FIRST MEMBER OF COUNCIL 1931 No. 3444

Yr- Please issue notice of the meeting at once if this has not already been done. Ce 4/11/30

Ce 4/11/30

NOTE – Contn. Sheet

VD 02553—50,000—GPB—8-7 30

Secretariat File No. of 193 .

Serial No.

draft notice of meeting to the members of the S.C. to consider the Irrigation Bill is Rtd

Done 4.11.31

Issue 4/11/31

Mr. T. A. Setlacher leaving returns in question of appointing a successor is still under consideration in L.C. Office

TYPING SECTION 4. NOV. 1931 GENL. & REV. SECTT.

Issued No (Y 2470-8 of 4.11.31

Meeting 1 P.M. Wednesday 11.11.31

3887)

The S.C met on 11.11.1931 at 1 P.M and the Bill was fully gone through and draft Report was also approved with some modifications

draft Notifn publishing the S.C Report under S.O. 49 is enclosed for sig & Rtd

Done 16/11/31 (General Secretary) (First Member) Issue 16/11

Ce 16/11/31

Ce 16/11/31

3889) 2

File No. of 193 Secretariat

Notifn No P2805 dt 17.11.31
in Compilation
Publishes for information
Report of the S.C on the
Irrigation Bill together with
the Bill as amended.

The Report of the Select
Committee has been published
in the Gazette in Eng & Kannada

As regards the event of Govt
deeming necessary the following
motions are suggested for being
included in the Agenda for
the next meeting of Legis Cl

(1) Motion that the Report of
S.C on the Bill and the Bill
as amended by them be taken
into Consideration

(2) Motion that the Bill be
passed at a subsequent meeting
of the Council

Draft

Move: First Member
Seconder

Draft
20/11/31 submitted

Sir Secretary
Re Rev. Commissioner may second

Gen Secretary HWW 24/11
First Member

GENERAL SECRETARIAT
24 NOV. 1931
No.....

23/11/31

Govt
25/11
Draft to add
B Govt Bill.
25/11/31

Govt
24/11/31

OFFICE OF THE
FIRST MEMBER OF COUNCIL
24 NOV. 1931
No. 3991

24/11/31 Govt

Serial No.

Hon'ble Mr. Basappa & Mr. Ahmed Said have given notice of the following amendment to the Irrigation Bill

"Add the following proviso to sub-section (3) of section 29 of the Irrigation Bill:-

Provided that when any such revision results in an increase of water rate such increase shall not exceed 25 per cent of the rate prevailing at the time of revision."

394) Said notice is invited to the Report of the Select Committee regarding clause 29 (formerly clause 21) of the Bill as they have given members on the Committee including Hon'ble Mr. Basappa their view: the majority were not however of the opinion

Submitted for orders

Dte 28/11/31 [illegible] 394)

The amendment will have to be effected

Exec Sec

First Member

29/11/31 HM

Ce 28/11/31

HM 28/11

Ce 30/11/31

L.C. Office for note & return with the compliments

[illegible]

OFFICE OF THE SECRETARY
1. DEC 1931
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL.

GENERAL SECRETARIAT
30 NOV. 1931
No. 3794

NOTE.—Contn. Sheet
OFFICE OF THE
[illegible] COUNCIL
30 NOV 1931
No. 4188

WD 03553-150,000—GPB—8-7-30

General and Revenue Secretariat

File No. 32 of 1931.

Serial No.

The Report of the S.C on the Drugs Bill was presented to the Legislature on 14-12-31 and was considered.

20 amendments in all as at Flag X last were tabled Nos 16 8, 10 6 12 & 16 6 20 were by the Govt the Rest viz 9, 13, 14 & 15 were by non-Official Members. All the latter were lost and all the Govt amendments were adopted.

The Bill requires sanction by the Govt of India and Hqrs requesting the Residency to obtain the same is sent

Done
17/12/31.

(Chief Secretary)

17/12/31

18 DEC. 1931

Issue
new
18/12/31

1 To be sent to the Resident 18/12/31
Nopal 6755 dt 21-12-31

Forwards two copies of the Bill and requests to obtain the sanction of the Govt of India to pass the Bill into Law.

NOTE:—Contn. Sheet

WD 02553—50,000—GPB—8-7 30

No 3209/17 of 1932 dt 10.5.32 — Re Mysore Irrigation Bill

From — 2

The Secy to the Resident States that the Governor General in Council is pleased to accord his consent to the Mysore Irrigation Bill with the usual reservation

Subd

The formalities of the Council of India having been obtained, the Bill may be passed into law. The following motion is suggested for being included in the Agenda for the next meeting of the Legis Council

'Motion that the Bill be passed'

Mover Second Member

Seconder Devt Secy

Draft 12/5 Secd Member (Transfer Secy)

400 / affd

14/5

Legal Office for note & return

16/5

OFFICE OF THE SECOND MEMBER 14 MAY 1932 No. 9612

a 13/5 m

m 13/5 a, 14/5

m 14/5

a 14/5

OFFICE OF THE REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL 16 MAY 1932

P-S-R

Serial No.

(403) noted and pstd to the Prot.n Bill

18/5/32

(404) with a note & copy of Bill as amended

Land Member) 6/7/32

DEWAN'S OFFICE 157 7 JUL. 1932

(405) The Motion for passing the Bill into Law was adopted at the meeting held on 20.6.32.

Submitted with S. & N.

7.N. Signed by Member

5/7

6/7

(406) S. N. put up.

Dewan.) 6/7/32

6/7

(407) 7-7-32

NOTE—Contn. Sheet.

Final Note by the Second Member of Council.

Subject :—

407) The Mysore Irrigation Bill.

Final Note

Gracious sanction of His Highness was accorded in June 192[illegible] to place before the Representative Assembly a Bill for the purpos[illegible] of making adequate provision for the proper regulation and control of irrigation works and other matters pertaining thereto. Th[illegible] Bill was discussed in the October Session of the Representative Assembly in 1929 and was introduced into the Legislative Council in June 1930 after previous publication in the Gazette and was re[illegible] ferred by that body to a Select Committee.

The Select Committee examined the Bill in great detail and held seven sittings lasting over nine days and also took the opinions of select members of the Representative Assembly invited to attend the meetings. The Select Committee made several change[illegible] and submitted their detailed report in November 1931. The Report was presented to the Legislative Council in December 1931 and after consideration the Bill was decided to be passed at a subsequent sitting. Accordingly the Bill was finally passed by that body on the 20th June 1932.

The Government of India having been written to, have accorded their consent to the Bill.

I now solicit gracious sanction of His Highness to the promulgation of the Bill into law.

Bangalore,
6th July 1932.

MEMBER OF COUNCIL.

Submitted to His Highness.

I submit herewith a Final Note by the Second *Member of Council* regarding the Mysore Irrigation Bill *for His Highness' gracious approval.*

Mirza M. Ismail

Dewan.

7.7.32

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation of the Mysore Irrigation Bill into law.

409) 28.

Order.

~~KRW~~

11/7/32.

C. Secy
Dr
11-7-32

General and Revenue
Secretariat.

Promulgation of the Mysore Irrigation Bill into law.

(*)

31. All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

(*) Circulated to Members of Council for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Government.

Through the Secretary to Government,

....Department.

298
18.7

FIRST MEMBER OF COUNCIL.

426
12/7

SECOND MEMBER OF COUNCIL.

NOTE.—Contn. sheet

Draft G.O ordering the publishing of the Regulation as Regulation I of 1932 is herewith submitted.

Under S.O. of 12.3.1928 Page 44 it is usual to print 750 copies in Eng & 220 in Kannada for distribution etc In the case of the Irrigation Regulation the requirements are likely to be great and more copies than the usual number will have to be supplied to the Rev Commr, the Chief Engineer and the Dy Commrs of dists. Orders are therefore solicited as to the number of copies that may be ordered for

Bgm 15.7.32 [illegible]

Since this Regulation has to be worked by the Revenue & Engineering depts, all the Revenue offices & most Pub. Works offices & Irrigation Engineers will need copies of this Regulation. Under the Reg, Irrigation Boards & Panchayats will be constituted, & they may also require copies. We may get printed about 1500 copies in English & about 400 copies in Kannada. There will be a larger demand from the public also.

Chief Secretary) 16/7/32

18/7/32

16/7/32

May the draft issue

18/7 [illegible]

Issue.

I must see the proof when it comes

16/7

GENL. & REV. SECTT. TYPING SECTION 18 JUL 1932

6 JULY 1932

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31.

Leg. File No of 193/

General and Revenue Secretariat

G.O. No P 380 OA 19.7.32

The Compiler,

Orders the publication of the Mysore Irrigation Regn as Regn I of 1932

Printed spare copies of Regn have been received & a copy is put up.

Subd with draft forwarding copies to the Residency

Bom MSK 27/8.

[illegible] 1878

Bang No Pol 1980A 22.8.32

The file may be sent to Rev Mysore for information & return for being received in A here

Bom MSK The Supt. Rev. Br. with Compliments 23/8/32 24/8/32

Subd for perusal

MKR 30.8.32

2 30/8/32

Protection Br. with Compts

To MKR Ted 24/8

665

24 AUG 19[illegible]

REVENUE BRANCH

A.R.O. 5/9/32

(For Disposal at a Meeting)

No. C. 101

1928-29

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT

(clause ii of the schedule)

The Mysore Irrigation Bill.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

Chief Secretary to Government.

8th September 1928.

Through Law Secretary.

First Member of Council.

Second Member of Council.

Third Member of Council.

D2